

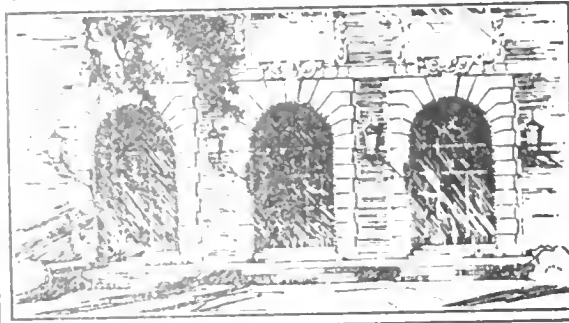
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ILLINOIS HISTORICAL SURVEY

INVENTORY OF THE COUNTY ARCHIVES OF ILLINOIS



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FAYETTE COUNTY COURTHOUSE, VANDALIA, ILLINOIS

INVENTORY OF THE COUNTY ARCHIVES OF ILLINOIS

Prepared by

The Historical Records Survey
Division of Professional and Service Projects
Work Projects Administration

No. 26

FAYETTE COUNTY (VANDALIA)

Chicago, Illinois
The Historical Records Survey
September 1939

THE HISTORICAL RECORDS SURVEY

Luther H. Evans, National Director
Royal S. Van de Woestyne, State Director

DIVISION OF PROFESSIONAL AND SERVICE PROJECTS

Florence Kerr, Assistant Commissioner
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F. C. Harrington, Commissioner
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FOREWORD

The Inventory of County Archives of Illinois is one of a number of bibliographies of historical materials prepared throughout the United States by workers on The Historical Records Survey of the Work Projects Administration. The publication herewith presented, an inventory of the archives of Fayette County, is number 26 of the Illinois series.

The Historical Records Survey was undertaken in the winter of 1935-36 for the purpose of providing useful employment to needy unemployed historians, lawyers, teachers, and research and clerical workers. In carrying out this objective, the project was organized to compile inventories of historical materials, particularly the unpublished government documents and records which are basic in the administration of local government, and which provide invaluable data for students of political, economic, and social history. The archival guide herewith presented is intended to meet the requirements of day-to-day administration by the officials of the county, and also the needs of lawyers, business men and other citizens who require facts from the public records for the proper conduct of their affairs. The volume is so designed that it can be used by the historian in his research in unprinted sources in the same way he used the library card catalog for printed sources.

The inventories produced by The Historical Records Survey attempt to do more than give merely a list of records - they attempt further to sketch in the historical background of the county or other unit of government, and to describe precisely and in detail the organization and functions of the government agencies whose records they list. The county, town, and other local inventories for the entire country will, when completed, constitute an encyclopedia of local government as well as a bibliography of local archives.

The successful conclusion of the work of The Historical Records Survey, even in a single county, would not be possible without the support of public officials, historical and legal specialists, and many other groups in the community. Their cooperation is gratefully acknowledged.

The Survey was organized and has been directed by Luther H. Evans, and operates as a nation-wide project in the Division of Professional and Service Projects, of which Florence Kerr, Assistant Administrator, is in charge.

F. C. HARRINGTON
Administrator

0348

PREFACE

The Historical Records Survey was initiated as a nation-wide undertaking in January, 1936, as part of the Federal Writers' Project of the Works Progress Administration, now known as the Work Projects Administration. In Illinois the Survey became an independent unit in August, 1936, but continued to operate as a part of the nation-wide project under the technical supervision of Dr. Luther H. Evans, National Director, and under the administrative supervision of the Division of Professional and Service Projects. Alston G. Field and Howard E. Colgan were the first two state directors, the former serving until November 1, 1937, and the latter to May 16, 1939.

In compiling this Inventory of the Archives of Fayette County, the Survey has sought to locate, describe, and classify all extant county records and to make them more easily accessible to county officials, the general public, and research workers. It is believed that this inventory will be useful in the preservation of this valuable material, and as a guide to the archives wherein may be found much important information in the field of history, sociology, political science, and economics. While some historians have realized this for many years, the general public has never been made aware of the intrinsic worth of this material. In the official documents of Fayette County are found the materials of another chapter in the story of the coming into the Illinois wilderness of settlers who created a territory and the rudiments of a simple frontier government, bought and sold land, built roads, established schools, and later founded a state.

The Historical Records Survey has proved to be of considerable assistance to local and county governments in Illinois. Records have been rearranged and made more accessible, material believed to be lost has been located, indexing projects have been fostered, and county officials have been encouraged and induced to provide new equipment for their offices and better storage space for the records.

In addition, the program of the Survey has been planned to dovetail with the long range plans of the State of Illinois for the care of state and local archives. For example, the first step in the Illinois program, the removal of all state records to a new Archives Building, has been materially aided by the preparation of preliminary inventories by survey workers for the various state departments. Furthermore, the program of the State for the preservation of county records, including the making of microphotographic copies of all important historical documents, obviously presupposes inventories such as The Historical Records Survey is now making.

The inventories being compiled by The Historical Records Survey also make possible for the first time a scientific study of the whole question of record destruction. Under the Illinois law no records may be destroyed without specific enabling legislation. This provision, together with the tremendous increase in the quantity of records in recent years, has made it impossible for either the state or the counties to take care of the documents adequately. Hence, a certain amount of record destruction has been inevitable. If, as seems probable, a study of these inventories should lead to the enactment of adequate and sensible legislation governing the disposition of public records, these compilations may prove to be the most important contribution of the Survey.

Preliminary work on the survey of records in Fayette County, the twenty-sixth county on the alphabetically arranged list of the one hundred and two counties in Illinois, was begun September 8, 1936 and finished as far as possible on November 20, 1936. Revising and rewriting of inventory forms was started on March 31, 1937, upon receipt of the field forms in the Chicago office, and finished April 25, 1938 when a partial check was begun for information not available heretofore. A complete recheck was begun December 1, 1938 and completed May 9, 1939. Transcribing and abstracting of county board records was started September 8, 1938 and completed on May 11, 1939. The inventory was taken by Paul E. Doty, Bryon E. McCall, Lewis W. Moreton, John W. Bolds, and Guy E. Williams, under the supervision of Kenneth C. Blood.

Preface

The Inventory was prepared for publication by the state editorial staff of The Historical Records Survey at Chicago, under the supervision of Herbert R. Rifkind. Preparation of the part B of the Inventory was under the supervision of Martine O'Connor. Legal essays were prepared under the supervision of Irving E. Barnett, assisted by Katherine D. Holmgren. The format of the Inventory was prepared and the contents collated under the supervision of Edward J. McDonough. Final typing of the special size sheets from which the page plates were made was done by Emogene Dowell. In addition, too much credit cannot be given to the other members of the editorial, research, and typing staffs for their intelligent and diligent cooperation in the compilation of this Inventory.

All of the officers of Fayette County cooperated in every possible way with the workers, and grateful acknowledgment of their aid is hereby made. I also wish to express appreciation for the assistance rendered by the officers of the Illinois State Library, and by the officials of the Illinois Work Projects Administration, and the Federal Writers' Project. For the cover design we are indebted to the Federal Art Project, Chicago, Illinois.

The various units of the Inventory of County Archives of Illinois will be available for distribution to governmental offices, libraries, schools, and historical societies in Illinois, and libraries and governmental agencies in other states. Requests for information concerning particular units of the Inventory should be addressed to the State Director.

Royal S. Van de Woestyne
Royal S. Van de Woestyne
State Director
The Historical Records Survey

Sept. 1, 1939

JOHN W. FRIBLEY
Senator, 40th District

LAURENCE F. ARNOLD
Congressman, 23rd District

SAM S. LORTON
Representative, 40th District

ED MARVEL
Representative, 40th District

HENRY D. SPARKS
Representative, 40th District

FAYETTE COUNTY OFFICIALS

Circuit Judge.....JAMES G. BURNSIDE
County Judge.....CHARLES R. MYERS
County Clerk.....GLENN P. CURRY
Circuit Clerk - Recorder.....LA VERNE DEAL
Treasurer.....DALE TEDRICK
Sheriff.....C. F. "TIM" CHESHIER
State's Attorney.....WILLIAM FLOYD SONNEMANN
Superintendent of Schools.....G. KENNETH GREER
Superintendent of Highways.....J. V. WADDELL
Coroner.....ROSS CARSON
County Surveyor.....J. K. BOLDS
Master in Chancery.....WILLIAM M. ALBERT
County Agricultural Adviser.....J. B. TURNER
Superintendent of County Home.....JERRY BOLT

BOARD OF SUPERVISORS OF FAYETTE COUNTY, ILLINOIS

<u>Township</u>	<u>Name and Postoffice</u>	<u>Term Expires</u>
Avena	W. J. Hooker, St. Elmo.....	1941
Bear Grove	Joseph G. Wright, Vandalia, R. R. 5.....	1941
Bowling Green	V. E. Sarver, Cowden.....	1943
Carson	A. A. Harris, Ramsey.....	1941
Hurricane	H. E. Seaton, Bingham.....	1943
S. Hurricane	T. C. Seaton, Bingham.....	1941
Kaskaskia	George J. Metzger, Shobonier.....	1943
LaClede	Frank Woerner, Farina.....	1943
Lone Grove	J. A. Neubauer, St. Peter.....	1941
Loudon	Earl Kelly, Brownstown, R. R. 1.....	1943
Otego	Harland Purcell, Brownstown.....	1943
Pope	Harry Easton, Patoka.....	1943
Ramsey	Jerry Hastings, Ramsey.....	1943
Sefton	Samuel Schaub, Brownstown.....	1941
Seminary	Clyde W. Evans, Vandalia, R. R. 2.....	1941
Shafter	Fred Aderman, Ramsey.....	1941
Sharon	Clarence Poland, Ramsey.....	1941
City of Vandalia	Bode Scott, Vandalia.....	1943
City of Vandalia	R. B. Trueblood, Vandalia.....	1943
Wheatland	August H. Yakel, St. Elmo.....	1941
Wilberton	William Schaefer, Shobonier, R. R. 2.....	1941

LIST OF STANDING COMMITTEES FOR YEAR OF 1939

CLYDE W. EVANS, Chairman

GLENN P. CURRY, Clerk

BEER AND LIQUOR LICENSES -- Clyde W. Evans, Wm. Schaefer, Clarence Poland.
BLIND PENSION -- Joe Wright, Jerry Hastings, Harland Purcell.
BUILDING AND GROUNDS -- T. C. Seaton, August Yakel, Geo. Metzger.
CLAIMS -- Fred Aderman, H. E. Seaton, J. A. Neubauer.
COUNTY FARM -- A. A. Harris, Joe Wright, Joe Hooker.
COUNTY OFFICERS -- Jerry Hastings, Wm. Schaefer, Earl Kelly.
EDUCATION -- Jerry Hastings, Bode Scott, Harland Purcell.
ERRONEOUS ASSESSMENT -- Bode Scott, Vern Sarver, R. B. Trueblood.
FINANCE -- Wm. Schaefer, A. H. Yakel, J. A. Neubauer.
JUDICIARY -- Vern Sarver, Harry Easton, Samuel Schaub.
PAUPER -- T. C. Seaton, Harry Easton, Earl Kelly.
PURCHASING AND PRINTING -- A. H. Yakel, Bode Scott, Samuel Schaub.
ROADS AND BRIDGES -- Fred Aderman, H. E. Seaton, Frank Woerner.
TUBERCULOSIS -- Vern Sarver, T. C. Seaton, R. B. Trueblood.

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INVENTORY OF THE COUNTY ARCHIVES
OF ILLINOIS



FAYETTE COUNTY

1. HISTORICAL SKETCH

Fayette County is situated in the south central part of Illinois about sixty miles south of the geographical center of the state.¹ It is watered by the Kaskaskia River, which flows diagonally across the county from the northeast to extreme southwest, and its tributaries, Hurricane Fork, and Ramseys, Boaz, and Becks creeks in the western portion, and Hickory and Big creeks in the eastern part. The county contains about 720 square miles² of land, nearly level, with the exception of rolling surfaces along the Kaskaskia; the general elevation is about six hundred feet above sea level.³ The old Cumberland Road, now known as United States Highway 40, crosses the county from east to west. The population of the county in 1930 was 23,487, about two thirds of which was rural.⁴ The chief sources of income are from agriculture -- grain and livestock farming predominating, and since 1936, when important oil deposits were first discovered, from petroleum exploitation.⁵ Of manufacturing, the largest are a roofing products company and a shoe manufacturing concern, both located in the county seat, Vandalia. The county was named in honor of General La Fayette, the famous French officer who fought for the colonies in the Revolutionary War.

Fayette was organized from parts of Bond, Clark, and Crawford counties by an act of the Second General Assembly, approved February 14, 1821.⁶ The original boundaries⁷ included a tract almost 200 miles long,⁸ and approximately 42 miles in width - a narrow column extending from a line 6 miles below the present southernmost boundary of the county northward to the southern bank of the Illinois River. From that tract, by successive legislative acts, seventeen other counties have been carved out in part or in whole. The first change in boundaries came in 1823 when Marion County was formed in part from a southern portion of Fayette.⁹ The county attained its present boundaries¹⁰ in 1831 when on February fifteenth, Effingham County

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1. Historical Encyclopedia of Illinois (and History of Fayette County), ed. Newton Bateman, Paul Selby; Fayette County, ed. Robert W. Ross, John J. Ballington (Chicago: Munsell Publishing Co., 1910), I, 163.
 2. Ibid., v. II, p. 617.
 3. E. A. Norton and others, Fayette County Soils, Soil Report No. 52 (Urbana: University of Illinois, 1932), p. 3,5.
 4. Ibid., p. 3.
 5. "Fayette County Land Has Rich Petroleum Deposits," Vandalia (Ill.). The Vandalia Union, April 27, 1939.
 6. L.1821, p. 164.
 7. Ibid. " . . . all that tract of country lying north of a line beginning at the southwest corner of township number 3 north of range number one west, extending east to the southeast corner of township number 3 north of range number 6 east of the third principal meridian." Note - A strict construction of this act would make the entire western boundary of Fayette County the line between ranges one and two west, and extend its northern boundary to the Wisconsin line, thus taking one range of townships from the east side of Sangamon (formed Jan. 30) and cutting Pike (formed Jan. 31) in two. It is probable that the word "unorganized" should be read into the act so as to make it read "all that tract of unorganized country lying north" etc. Subsequent acts seem to justify this theory. Counties of Illinois, compiled by Edward J. Hughes (Springfield: by authority of the State, 1934), p. 40.
 8. Historical Encyclopedia of Illinois, II, 618.
 9. L.1823, p. 49.
 10. Beginning at southeast corner section 36, township five north, range four east and north to northeast corner section 1, township five north, range four east and west to southeast corner section 36, township six north, range three east; then north to northeast corner section 24, township nine north, range three east; then west to northwest corner section 19, township nine north, range one west; south to southwest corner section 31, township seven north, range one west; thence west three eighths of a mile and south to southwest corner section 31, township four north, range one west; east to southeast corner section 36, township four north, range one west; north to southeast corner section 36, township five north, range one west; thence east to point of beginning.

Historical Sketch

was established.¹¹ Fayette is bounded on the south by Marion and Clinton counties, on the west by Bond and Montgomery, on the north by Montgomery and Shelby, and on the east by Effingham and Clay.

Unlike similar acts for other counties in the state, the enabling act for the creation of Fayette did not include the usual requirement in the selection of the site of the county seat for a donation of 20 acres of land for the purpose of erecting public buildings. But the act did specify that the seat of justice should be located at Vandalia, which was at that time the state capital and had the largest population of any place in the county.¹² Furthermore, the state held a large tract of land in the town, part of which it later ceded to the county for construction of public buildings.¹³

At the time of admission of Illinois into the Union in December, 1818, the state capital was temporarily located in the town of Kaskaskia. At the second session of the First General Assembly, an act was passed "for the removal of the seat of government of the State of Illinois," approved March 30, 1819.¹⁴ The state had been given a congressional grant of four sections of land for the seat of the state government, and the town laid out thereon was to remain the capital for a period of twenty years.¹⁵ The act required the locating commissioners to choose the land "on the Kaskaskia river, and as near as may be east of the third principal meridian on said river."¹⁶ The commissioners were authorized to employ a surveyor to lay off the proposed town, to name it, and to sell 150 lots, and with the proceeds to erect a temporary two-story state capitol.¹⁷ They chose the name Vandalia, and the town remained and prospered as the state capital until July 4, 1839¹⁸ when the seat of government of the State of Illinois was declared to be Springfield in Sangamon County, which had been chosen as the permanent site of the state capitol, February 28, 1837.¹⁹

Before the establishment of Vandalia as the state capital, the region which later formed Fayette County was sparsely populated by white men. The Kickapoo Indian tribes made their homes there and a number of ancient mounds still exist in the county. The earliest permanent white settlement was made by Guy Beck and his wife in the spring of 1815. In 1818 a few others followed, forming a little settlement on section 9, now a part of Carson township. The following year a colony of about twenty or thirty families from Hanover, Germany, was brought over by a philanthropic compatriot, Ferdinand Ernst, and settled near Vandalia.²⁰ Ernst and a few others of his colony took active part in the affairs of the county soon after its organization. The Cumberland Road then served as the chief inlet of emigrants from the south and east of the country.

Two months after creation of Fayette County, the first commissioners' court met in Vandalia and began administering the affairs of the county. The preamble to the first entry in the county board record establishes the date definitely, stating: "At a special term of the County Commissioners' Court of Fayette County began and held at Vandalia on Monday, the sixteenth day of April in the year of our Lord, one thousand eight hundred and twenty-one, and the independence of the United States the forty-fifth present the Honorable Paul Beck, William Johnson, John A. Wakefield, Commissioners."²¹ The court then appointed James Jones as clerk of court and fixed the fees he was permitted to charge applicants for his services.²² Ferdinand Ernst and

-
11. L.1831, p. 51.
 12. L.1821, p. 164.
 13. L.1823, p. 154.
 14. L.1819, p. 361.
 15. Ibid.
 16. Ibid., p. 362.
 17. Ibid.
 18. L.1839, p. 142.
 19. Albert J. Beveridge, Abraham Lincoln 1809-1858 (Boston and New York: Houghton Mifflin Company, 1928), I, 205.
 20. Bateman, Historical Encyclopedia, II, 621.
 21. Order Book for County Commissioners' Court, v. A, p. 1.
 22. Ibid., v. A, p. 1,4.

Historical Sketch

Elijah C. Berry were appointed supervisors of road districts with the authority to command all persons of legal age within their districts for road labor.²³ Charles Coles and A. G. Martin were appointed constables, and James Galloway, treasurer, the latter posting a bond of \$2,000.²⁴ On application of J. F. Eckman, a license was issued to him to keep a tavern in Vandalia. He was required to post a bond of \$200.00 and was charged \$8.00 for a license and \$1.00 for clerk's fees. Some of the rates he was permitted to charge were: 25¢ for breakfast or supper, 12½¢ for a night's lodging, 18 3/4¢ for horse feed, and 12½¢ for half a pint of whiskey.²⁵

At its meeting on the following day, the commissioners' court divided the county into three townships for the purpose of administering poor relief, and appointed two overseers to each township.²⁶ A tax of fifty cents on each hundred dollars' worth of taxable property in the county was levied, the valuation to be made by the possessor on oath in accordance with current prices. The taxable properties were town lots, carriages, distilleries, stock in trade, all iron bound carriages of every kind, clocks, watches, and horses three years old and upwards.²⁷ A few years later, in 1827, the taxable property included slaves, indentured or registered negro or mulatto servants, mares, mules, asses, neat cattle, and "watches with their appendages."²⁸

On petition of inhabitants of the county, the commissioners' court created three election precincts: East Fork, Bankson, and Wakefield.²⁹ In 1826 four more precincts were added: Vandalia, Bone, Ward, and Orendorf. Vandalia precinct was later divided into Vandalia and Nichols.³⁰

The county commission form of government continued until 1849 when by a legislative act, approved February 12 of that year³¹ and affecting all Illinois counties, the administrative functions were vested in a county court composed of the county judge and two associate justices. At the general election held November 6, 1849, in Fayette, Daniel Gregory was elected county judge, and John F. Donaldson, and Richard Morrison, associate justices.³²

Ten years later, the county court as administrative agency for Fayette County gave way to the township form of government.³³ On November 8, 1859, the question of township organization was submitted to the citizens, with the result that the township plan was chosen by a vote of 885 for, to 292 against.³⁴ The court appointed John Shirley, John Casey, and Richard Morrison to divide the county into townships.³⁵ The list of townships as given in the county court record of August 15, 1860, numbered fourteen. They were named Kaskaskia, Seminary, Vandalia, Sharon, Hurricane, Ramsey, Loudon, Howard, Sefton, Wheatland, Cumberland, La Clede, Richland, and Bowling Green.³⁶ Later Cumberland was changed to Otego, Richland to Wilberton, and Howard to Avena.³⁷ At present there are twenty townships represented by twenty-one supervisors, including one assistant supervisor for Vandalia. More added to the original list are Bear Grove, Carson, Lone Grove, Pope,

23. Order Book for County Commissioners' Court, v. A, p. 1.

24. Ibid., v. A, p. 3,4.

25. Ibid., v. A, p. 3.

26. Ibid., v. A, p. 5. These townships were districts and are not to be confused with civil townships established later under provision of an act of 1849.

27. Ibid., v. A, p. 6.

28. Ibid., v. A, p. 208.

29. Ibid., v. A, p. 52,53,117.

30. Ibid., v. A, p. 169,186.

31. L.1849, p. 65,66.

32. County Court Record, v. A, p. 1.

33. By provision of an act of 1849, the county court had the option of itself submitting the township organization plan to the voters or of submitting it at the request in writing of fifty freeholders of the county (L.1849, p. 191). The electorate of Fayette made an unsuccessful attempt to reorganize under the township plan at an election held November 2, 1858. County Court Record, v. B, p. 90.

34. County Court Record, v. B, p. 172,200.

35. Ibid., v. B, p. 201.

36. Ibid., v. B, p. 250.

37. Ibid., v. B, p. 262.

Historical Sketch

Shafter, and South Hurricane.

Neither in the histories of Fayette County nor in the county commissioners' records is there mention of the meeting place of the early courts until November 1822 when an insertion in the record revealed that both the circuit and county commissioners' courts were meeting in the school house in Vandalia.³⁸ On February 17, 1823, a legislative grant to the county of eight lots in Vandalia for the erection of public buildings was approved.³⁹ Some of the lots were sold the same year⁴⁰ but no plans for building a courthouse were made. In 1824 the circuit court was meeting in the house of John Patten,⁴¹ and an insertion in the record of June 1, 1829 states that the commissioners' court convened in the "State House."⁴² As early as 1822, however, a jail was built. It was financed by the unique method of private subscription.⁴³ The firm of Hull and Harris and Moses Twip were paid a total of \$415.14 3/4 for their work.⁴⁴

The tax levy for county purposes remained at fifty cents on \$100 from 1821 to 1825 when it was raised to one percent.⁴⁵ After 1828 the rate was established at fifty cents, forty cents, and thirty-five cents⁴⁶ on \$100 up to the Civil War. The revenue for the 1821 fiscal year yielded the modest sum of \$244.50;⁴⁷ the 1825 revenue totaled \$919.12.⁴⁸ At the mid-century the total county expenditures as given in a detailed record entry for the fiscal year of June 7, 1850 to June 6, 1851, were \$2,417.53, and the county indebtedness, \$2,877.77. For the same year the total amount of receipts was \$3,222.11. The interesting list of expenditures includes payments of \$50.00 to the county judge for a year's officiating; \$95.00 to the associate justice; \$260.00 to the assessor; \$314.75 to grand and petit jurors; \$324.52 to maintain paupers, lunatics, and prisoners, and \$563.45 for building and repairing bridges.⁴⁹

Fayette County's early development was strongly influenced by two factors. One was the removal of the state capital from Vandalia, and the other the coming of the railroads. From 1819 to 1839 Vandalia's position as the political center of Illinois and the magnet for the political, cultural, and socially elite of the state, had a beneficial effect on the rest of the county. When the removal of the capital was threatening, a number of Vandalia citizens made a valiant effort to check it by building on their own initiative and at their own expense, a capitol, and donating it to the state.⁵⁰ However, the more central position of Springfield and the irresistible methods of the famous "Long Nine"⁵¹ representatives from Sangamon County with Lincoln at their head, made the efforts of Vandalia and the several other locations futile. Upon removal of the capital, the state dealt generously with Fayette County. The public spirited citizens were reimbursed for their expenditure on the state house,⁵² and the building was granted to the county and the town of Vandalia to be used by the county officials and by Vandalia for school purposes.⁵³ The vacant lots owned by the state were given to the county to finance bridge building and repairing.⁵⁴

38. Order Book for County Commissioners' Court, v. A, p. 67.

39. L.1823, p. 154.

40. Order Book for County Commissioners' Court, v. A, p. 83.

41. Ibid., v. A, p. 129.

42. Ibid., v. A, p. 257.

43. Ibid., v. A, p. 70.

44. Ibid., v. A, p. 33, 62, 64.

45. Ibid., v. A, p. 138.

46. Ibid., v. A, p. 220; County Commissioners' Record, v. C, p. 262;

ibid., v. D, p. 163, 164.

47. Order Book for County Commissioners' Court, v. A, p. 49.

48. Ibid., v. A, p. 134.

49. Ibid., v. A, p. 121-23.

50. Historical Souvenir of Vandalia, Illinois, ed. Robert W. Ross (Effingham, Illinois: The National Illustrating Co.), p. 13, 14.

51. "By the reapportionment of 1835, Sangamon County, with 17,571 white population, had seven representatives and two senators . . . Because of the great height of these men, they were given the nickname of the 'Long Nine'." Beveridge, Abraham Lincoln, I, 176.

52. L.1837, p. 323.

53. L.1839, p. 134.

54. Ibid.

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After removal of the capital, Vandalia's population declined from about 2,500 to only 419 in 1850.⁵⁵

While Vandalia lost its political distinction in the state with the removal of the capital, in historic interest the town's importance becomes more enhanced with the passing of years. The formative years of the young state were spent there; the first six governors⁵⁶ of Illinois lived and officiated in Vandalia, and Lincoln and Douglas made history in old Vandalia. The old state house in the town is now a state-maintained historic shrine. An appropriation of \$60,000 for its purchase was made by the General Assembly in "an act to provide for the ordinary and contingent expenses of the State Government . . ." approved June 30, 1919.⁵⁷ Fayette County rented the old state house from the state until May 20, 1932 when a resolution was carried to receive bids on a new courthouse.⁵⁸

The Cumberland Road, which helped open the West to settlers, terminated in Vandalia. The coming of steam-driven transportation put a stop to that boldest and greatest national undertaking up to the building of the Panama Canal.

Upon completion of the Illinois Central Railroad in 1855, and four other railroads in the county later, the resulting increase in population caused the general prosperity of the county to show definite progress. The county was able to collect in 1860 a total of \$30,477.32⁵⁹ in revenue. The population grew steadily, reaching 28,065 in 1900;⁶⁰ in 1835 the county's population had been 3,638.⁶¹

By 1934, seventy-five miles of concrete highways within the county had been completed. No farm within the county is more than eight miles removed from a shipping center.⁶²

The expenditure for education in 1934 totaled \$203,576, caring for 5,613 pupils. The value of school property in the same year was \$841,005.⁶³

The discovery of oil in 1936 has given an additional source of wealth to the county. Since 1937, six hundred producing wells have been put into operation and more wells are being opened.⁶⁴

2. GOVERNMENTAL ORGANIZATION AND RECORDS SYSTEM

Introduction

The county in Illinois is a corporate body¹ and an administrative unit of the state; its governmental organization is at all times largely an expression of this dual nature.

The growth of the county as a body politic is reflected, in each of the state's three constitutional periods, in a progressive expansion of the

55. Historical Souvenir of Vandalia, p. 28.

56. Shadrach Bond, Edward Coles, Ninian Edwards, Joseph Reynolds, William Lee D. Ewing (fifteen days), and Joseph Duncan. Historical Souvenir of Vandalia, p. 26,27.

57. L.1919, paragraph 61, p. 188.

58. Supervisors' Record, v. L, p. 176.

59. County Court Record, v. B, p. 299.

60. Historical Encyclopedia of Illinois, p. 163.

61. J. M. Peck, Peck's Gazetteer of Illinois (Philadelphia, Grigg and Elliot, 1837), p. 315.

62. E. A. Norton, Fayette County Soils, p. 3.

63. Information Pertaining to Farm, Home and Community (Urbana: University of Illinois, mimeograph, 1936), p. 62.

64. "Fayette County Land Has Rich Petroleum Deposits," Vandalia (Ill.), The Vandalia Union, April 27, 1939.

1. R.L.1927, p. 107; R.S.1945, p. 130; R.S.1874, p. 306.

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powers which may by law be exercised by the county board, and in the creation of new, and the extension of existing county offices. The latter phase of growth in Fayette County, and in others similarly organized at present, has also been affected by the adoption of township organization, which for the first time constituted the civil towns as an additional level of government.

An analogous development appears in the state's invasion of new fields of government and the extension of the county's role as its agent. Originally, the county performed but a single important function for the state, that of collecting its share of the taxes levied within the county. Since then, however, education, public health, registration of vital statistics, public assistance, and many similar if less important matters have entered the province of state control or supervision. To effect this control, new governmental units, subcounty districts of various types, have come into existence or have been converted to new purposes; the county, because of its intermediate position, has become more important as a medium of that control.

Thus the complete operation of county government in Illinois brings into play a number of partly distinct authorities. Their relationships, at any time, are complex. The changing governmental organization of Fayette County, therefore, is easiest traced from the viewpoint of the major functions of county government.

General Administration

General administrative jurisdiction over county business has always been vested in the county board. Under the first constitution, for all counties, the county commissioners' court acted as the county board.² It was expressly declared to have no original or appellate jurisdiction in civil or criminal actions, but had all power necessary to the exercise of its jurisdiction in cases concerning the public affairs of the county collectively.³ The commissioners were constitutional officers,⁴ and elected;⁵ the court existed solely by statutory provision.⁶ Attached to it in a ministerial capacity was the independent statutory office of clerk of the county commissioners' court,⁷ at first filled at the appointment of the court,⁸ later by election.⁹

Under the second constitution, the newly created county court succeeded to the position of the county commissioners' court.¹⁰ As an administrative body,¹¹ it was composed of the county judge, an elected constitutional officer,¹² and two justices of the peace, elected at large.¹³ Another new office, that of clerk of the county court, was created to provide it with a ministerial officer; the clerk also was elected.¹⁴

The Constitution of 1848 also made provision, for the first time, for an optional form of county government.¹⁵ The subsequent enabling acts¹⁶ provided that whenever the voters of a county might so determine, that county should adopt township organization; one of the principal results of such a

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2. Constitution of 1818, Schedule, sec. 4; L.1819, p. 175,176.
 3. L.1819, p. 176.
 4. Constitution of 1818, Schedule, sec. 4.
 5. L.1819, p. 100; L.1821, p. 100; R.L.1837, p. 103,104.
 6. L.1819, p. 175.
 7. Ibid.
 8. Ibid.
 9. R.L.1837, p. 49; L.1845, p. 28.
 10. Constitution of 1848, Art. V, sec. 19; L.1849, p. 65.
 11. The county court was also a court of law. For its jurisdiction as such, see Administration of Justice, Courts, p. 10.
 12. Constitution of 1848, Art. V, sec. 17.
 13. Ibid., Art. V, sec. 19; L.1849, p. 65,66.
 14. Constitution of 1848. Art. V. sec. 19; L.1849, p. 63.
 15. Constitution of 1848, Art. VII, sec. 6.
 16. The original enabling act of 1849 (L.1849, p. 190-224) was repealed two years later by a more comprehensive but essentially similar law (L.1851, p. 35-78).

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change was to alter the form of the county board.¹⁷ Fayette County so elected in 1859, and in 1860 the county court was succeeded by a board of supervisors, composed of members elected one in each of the several townships.¹⁸ The clerk of the county court was required by law to act as the ministerial officer of the new county board.¹⁹ In 1874, however, that clerk was replaced by a new officer, the county clerk, whose office had been created by the third constitution,²⁰ and who was required by law to act as ministerial officer for the county board.²¹ Another significant change in the organization of the county board has been the addition to its membership of assistant supervisors, elected from the various towns on the basis of population;²² the assistant supervisors have no power or duties as town officers but are members of the county board and as such enjoy the same powers and rights as other members.²³

The Constitution of 1870 also provided for a new form of county board in counties not under township organization. This board was to be composed of three officers, styled commissioners, who would transact all county business as provided by law.²⁴ Subsequent legislation granted to the board of county commissioners all powers and duties formerly exercised by the county court when acting in its administrative capacity.²⁵ Fayette County, however, has never been affected by this change, as it has retained township organization from the adoption of that form of county government, in 1859, to the present.

Concurrent with the changing organization of the county board is an expansion of its functions without, however, considerable extension beyond the original jurisdiction conferred upon the county commissioners' court. The authority of that body extended to the imposition and regulation of taxes,²⁶ a limited but increasing management of county property,²⁷ and a growing fiscal control, stringent in regard to tax collections,²⁸ sporadic in its check on the expenditures of other county offices.²⁹ The court additionally had power to appoint judges of election,³⁰ select juries,³¹ and, with limitations, to provide for the construction and maintenance of roads and bridges.³² Poor relief³³ and a tentative supervision of education³⁴ also fell within its general administrative jurisdiction.

The effect of subsequent legislation, in the main, has only been to broaden that jurisdiction. The county board has been given full power to purchase, contract for, dispose of, and make regulations concerning all real and personal property of the county.³⁵ It is now required also to audit all claims against the county and the accounts of such officers as are not provided for by law.³⁶ Otherwise, the changes in form of the county board of

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17. Other effects of the change, within the sphere of county government proper, appear with regard to the taxation procedure. See Finances, p. 8.
 18. Constitution of 1848, Art. VII, sec. 6; L.1851, p. 38,50-52.
 19. L.1851, p. 52.
 20. Constitution of 1870, Art. X, sec. 8.
 21. R.S.1874, p. 322.
 22. Ibid., p. 1080; L.1925, p. 605; L.1929, p. 774; L.1931, p. 905-10; L.1933, p. 1115,1116.
 23. R.S.1874, p. 1080.
 24. Constitution of 1870, Art. X, sec. 6.
 25. L.1873-74, p. 79.
 26. L.1819, p. 175.
 27. Ibid., p. 237,238; L.1842-43, p. 128.
 28. L.1819, p. 238,318; L.1823, p. 208; R.L.1827, p. 373,375; R.L.1829, p. 121; L.1842-43, p. 112; L.1845, p. 11,12.
 29. R.L.1827, p. 366; L.1831, p. 175.
 30. L.1819, p. 90.
 31. Ibid., p. 255; L.1823, p. 182.
 32. Either by calling on the able-bodied men of the county for labor, or by raising bond issues by subscription (L.1819, p. 333,334,336,337, 343; L.1821, p. 167; L.1825, p. 130-33).
 33. L.1819, p. 127; L.1839, p. 138,139.
 34. R.S.1845, p. 500,501.
 35. L.1851, p. 50,51; R.S.1874, p. 306.
 36. L.1851, p. 51; R.S.1874, p. 307.

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Fayette County have not materially affected the general administrative jurisdiction of that body.³⁷

Finances

In Illinois counties, there has always been a close relationship between the taxation processes and fiscal control. This circumstance, as well as frequent evidence of the county board's ultimate control in such matters, appears in a resume of the legal status and duties of the officers involved.

Taxation

The assessment function in taxation was delegated by the first General Assembly to the county treasurer, a statutory officer appointed by the county commissioners' court.³⁸ The administrative body, within statutory limits, fixed the amount of the levy, while the value of many categories of real and personal property was fixed by law; however, a limited discretion was left to the assessing officer.³⁹ In 1825 assessments were made by the county assessor, also an appointee of the county commissioners' court.⁴⁰ This duty reverted to the county treasurer in 1827⁴¹ and continued to be vested in that office until 1839, when the General Assembly provided for the appointment by the county commissioners' court of district assessors, not to exceed one in every justice's district.⁴² The earlier system was reestablished in 1844, with the treasurer, however, now having the status of ex-officio county assessor.⁴³ Since 1860, the date of the institution of township organization in Fayette County, the assessment function has been performed on the lower governmental level by town assessors, elected one in each township.⁴⁴ Today, the principal duties of the assessing officers, taken together, are to bring up to date each year the periodic assessment of real property, to take current lists of, and appraise personal property and special categories of other property.⁴⁵ The treasurer now has the status of ex-officio supervisor of assessments.⁴⁶

The functions which today fall within the scope of the board of review were originally dispersed and attenuated. In the first constitutional period, it was left to interested individuals or parties to report property omitted from assessment; the county commissioners' court could hear appeals from assessments, but there was no provision for their equalization by districts.⁴⁷ Between 1849 and 1860, appeals in Fayette County were made to the county court.⁴⁸ After the institution of township organization in 1860, town boards were empowered to revise the assessments within their own jurisdiction,⁴⁹ and the county board in the annual meeting was required to assess omitted property, make alterations in the description of lands of nonresidents, review assessments upon complaint, and equalize valuations between towns.⁵⁰ In 1898 this authority of the county board was transferred to the newly created board of review, composed of the chairman of the county board as ex-officio chairman, the county clerk as ex-officio clerk, and an

37. Cf. this running summary with R.S.1874, p. 306,307, and R.S.1937, p. 910-12.

38. L.1819, p. 315.

39. Ibid., p. 313,319; L.1825, p. 173; L.1839, p. 4-6; L.1840, p. 4; L.1845, p. 6.

40. L.1825, p. 173.

41. R.L.1827, p. 330.

42. L.1839, p. 4.

43. L.1843, p. 231.

44. L.1851, p. 38; L.1871-72, p. 20-24.

45. L.1853, p. 16,17; L.1855, p. 18,24,55; L.1871-72, p. 11,14,15,19,23; L.1873, p. 51; L.1879, p. 241-45; L.1881, p. 133; L.1885, p. 234; L.1895, p. 300,301; L.1905, p. 360; L.1915, p. 568; L.1923, p. 495, 500; L.1927, p. 774; L.1931-32, First Sp. Sess., p. 69.

46. L.1898, p. 36-44.

47. L.1819, p. 316; R.L.1827, p. 330; L.1839, p. 7; L.1843, p. 239; L.1845, p. 8.

48. L.1849, p. 65.

49. L.1851, p. 56.

50. Ibid., p. 57; L.1871-72, p. 24,25.

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additional member appointed by the county judge.⁵¹ In 1923 the county clerk was replaced by another member appointed by the county judge;⁵² the board of review now appoints its own clerk.⁵³

The collection function was originally performed in all counties by the sheriff, an elected, constitutional officer.⁵⁴ Its nature has changed little since that time. Essentially, the collecting officer collects taxes according to information originating outside his jurisdiction, pays over such sums to authorities designated by statute to receive them, and reports on payments of taxes and delinquent lists.⁵⁵ In 1839, by a development analogous to that which occurred with regard to assessments, the county board extended its control to appoint a regular county collector.⁵⁶ Soon after, the law reverted to the earlier situation, with the sheriff acting as ex-officio collector.⁵⁷ This situation continued until Fayette County adopted township organization when town collectors were elected, one in each township;⁵⁸ and the county treasurer became ex-officio county collector.⁵⁹ The town officers paid over their collections directly to the county officer, and supplied the basic information for the latter's summary report of collections in the county.⁶⁰ In 1917 the town office of collector was abolished in counties the size of Fayette, and the county collector became, ex officio, town collector, assuming all duties previously assigned to the latter officer.⁶¹ Since that date the county collector has continued to serve as town collector.⁶²

Coordination of the taxation processes has always been effected by the county clerk or his predecessors. The assessment books are made out by the clerk, and returned to him by the assessor; similarly, the collector reports on collections on delinquent property; finally, the treasurer's receipts to the collector for taxes paid come into his possession, and the centralization of records concerning the basic taxation procedure is completed.⁶³

Fiscal Control

The fiduciary function in county finances belongs to the county treasurer alone. The duties of the office have remained substantially the same since its creation: namely, to receive, principally from the collectors of taxes, the revenue of the county; to have custody of its funds; and to disburse funds only by specific authorization by law, or in accordance with the order of the county board.⁶⁴ Through this last requirement, and that of the treasurer to report periodically to the board on the transactions of his office in addition to his regular settlement with it, the lines of financial authority once more lead to the county board.⁶⁵

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51. L.1898, p. 46.
52. L.1923, p. 496.
53. Ibid., p. 496,497.
54. Constitution of 1818, Art. III, sec. 11; L.1819, p. 316.
55. L.1819, p. 316-18; L.1821, p. 182,183; R.L.1827, p. 332,333; R.L.1829, p. 118,121-23; L.1831, p. 125; R.L.1837, p. 581,582; L.1839, p. 7-12; L.1843, p. 243; L.1845, p. 11; L.1847, p. 81; L.1871-72, p. 55,57,58.
56. L.1838-39, p. 7.
57. L.1843, p. 234.
58. L.1851, p. 38.
59. L.1853, p. 67.
60. L.1851, p. 60; L.1853, p. 26; L.1871-72, p. 41,56,57.
61. L.1917, p. 793. The statutory requirement was one hundred thousand population. Fayette County had 28,075 inhabitants in 1910. Today its population is listed as 23,487. (U. S. Census, 1930, Population Bulletin, Illinois, p. 8).
62. L.1925, p. 605; L.1929, p. 775; L.1931, p. 906,908; L.1933, p. 1116.
63. L.1819, p. 317; R.L.1827, p. 373; R.L.1837, p. 582; L.1839, p. 8-12; L.1840, p. 3; L.1845, p. 9,11; L.1853, p. 66,77,111; L.1871-72, p. 32, 34,35,46,56-58; L.1873-74, p. 51; L.1911, p. 485; L.1917, p. 654; L.1919, p. 765; L.1931, p. 747.
64. L.1819, p. 315,316; R.S.1845, p. 138; L.1861, p. 239; R.S.1874, p. 323, 324.
65. L.1819, p. 318; R.L.1837, p. 582,583; L.1845, p. 33; R.S.1845, p. 138, 139; L.1861, p. 239,240; R.S.1874, p. 323,324.

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Administration of Justice

Courts

Justice, in Illinois counties, has been administered by a constantly increasing number of bodies. The Constitution of 1818 vested the judicial powers of the state in a Supreme Court and such inferior courts as the General Assembly should ordain and establish; required the Supreme Court justices to hold circuit courts in the several counties; and provided for the appointment, in such manner and with such powers and duties as the General Assembly should direct, of a competent number of justices of the peace in each county.⁶⁶

Federal statutes already allowed circuit courts, in all states jurisdiction over the naturalization of aliens;⁶⁷ the first state legislature additionally conferred jurisdiction over all causes at common law and chancery, and over all cases of treason, felony, and other crimes and misdemeanors.⁶⁸ The legislature further required that two terms of a circuit court be held in each county annually by one of the Supreme Court justices,⁶⁹ but in 1824 provision was made for the holding of circuit courts by separate circuit court judges, to be appointed, as were the Supreme Court justices, by both branches of the General Assembly, and to hold office during good behavior.⁷⁰ In 1827 the General Assembly repealed the 1824 law, and again provided for circuit courts to be held by Supreme Court justices.⁷¹ At the next session of the legislature, when a new circuit was established, provision was made for the appointment of a circuit judge to act therein.⁷² At that time, therefore, the circuit courts were held by Supreme Court justices in four judicial circuits and by a circuit judge in the fifth.⁷³ A change was made again in 1835, when power to hold circuit courts was taken away from the Supreme Court justices and provision was made for the appointment of five circuit judges, in addition to the one already authorized, to hold circuit courts.⁷⁴ The six judicial circuits existing at that time were supplemented during the next few years by the creation of new circuits,⁷⁵ so that they numbered nine in 1841 when the office of circuit judge was again abolished, and the Supreme Court justices, also increased to nine, were required to hold circuit courts.⁷⁶

The authority of justices of the peace was limited by law to jurisdiction in specified civil cases and in misdemeanors, with appeals allowed from their judgments to the circuit court.⁷⁷ The power of appointment, the legislature at first reserved to itself;⁷⁸ in 1827, however, justices of the peace were required to be elected, two in each of such districts as should be determined within statutory limits by the county commissioners' court.⁷⁹

Jurisdiction over probate matters was at the outset delegated to the

66. Constitution of 1818, Art. IV, sec. 1,4,8.

67. U.S.S. at Large, v. 2, p. 153-55.

68. L.1819, p. 380.

69. Ibid., p. 378.

70. L.1824, p. 41. The Constitution of 1818, which had required that Supreme Court justices be appointed by the General Assembly, further provided that they should not, after the first session of the legislature subsequent to January 1, 1824, hold circuit courts unless required to by law (Art. IV, sec. 4).

71. R.L.1827, p. 118,119.

72. R.L.1829, p. 38.

73. Ibid., p. 42,48.

74. L.1835, p. 150.

75. L.1837, p. 113; L.1838-39, p. 155.

76. L.1841, p. 173.

77. L.1819, p. 185,192,195.

78. Ibid., p. 22.

79. R.L.1827, p. 255,256. Since 1821, however, the county commissioners' court had been required to establish such districts, which also constituted general election precincts (L.1821, p. 74). For changes in the statutory limitations of this power of the court, see R.L.1827, p. 255, and R.L.1829, p. 93.

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county commissioners' court.⁸⁰ By act of the next General Assembly, it was transferred to the court of probate,⁸¹ consisting in each county of one judge appointed by the General Assembly.⁸² As a result of the substitution in 1837 of probate justices of the peace for the judges of probate,⁸³ jurisdiction over probate matters for the first time was placed in the hands of elected officers.⁸⁴

The county court was the creation of the second constitution,⁸⁵ which also made circuit judges elected officers.⁸⁶ With regard to the new court, it was further provided by law that it should be held in each county by a single elected officer, the county judge.⁸⁷ Its authority was extended to jurisdiction in all probate matters, and to such jurisdiction in civil and criminal cases as might be conferred by the General Assembly.⁸⁸ In pursuance of this latter provision, the county court was first given the same civil and criminal jurisdiction as justices of the peace;⁸⁹ at the same session of the General Assembly, however, it was declared that county judges when exercising this jurisdiction, acted only in the capacity of justices of the peace.⁹⁰ Until the next constitutional period, the county court, as such, was given jurisdiction only in a limited number of special actions;⁹¹ it was, however, considered entitled to equal jurisdiction with the circuit court over naturalization.⁹² In this same period, provision was made for increasing, on the basis of population, the number of justices of the peace to be elected in each district. In Fayette County, and in others similarly organized, one additional justice of the peace is now elected for every one thousand inhabitants exceeding two thousand inhabitants in each town.⁹³

In the Constitution of 1870 provision was first made for the establishment by the General Assembly of an independent probate court in each county having a population of more than fifty thousand inhabitants.⁹⁴ As first established by statute, the new courts were to be formed in counties of one hundred thousand or more inhabitants.⁹⁵ This population requirement was lowered to seventy thousand in 1881.⁹⁶ The population of Fayette County never having reached this figure, jurisdiction over probate matters has continued to be vested in the county court in accordance with constitutional provision to that effect.⁹⁷ The county court, early in this period, was given concurrent jurisdiction with the circuit court in appeals from justices of the peace;⁹⁸ its original jurisdiction was extended to be equal with that of the circuit court in all that class of cases cognizable by justices of the

80. L.1819, p. 223-33.

81. L.1821, p. 121.

82. Ibid., p. 119. The Constitution of 1818 (Art. IV, sec. 4) had also designated this manner of election for judges of all inferior courts.

83. R.L.1837, p. 176,177.

84. The Constitution of 1818 (Art IV, sec. 8) had reserved to the General Assembly the right to prescribe the manner of appointment of justices of the peace.

85. Constitution of 1848, Art. V, sec. 1,16.

86. Ibid., Art. V, sec. 7,15.

87. L.1849, p. 62.

88. Constitution of 1848, Art. V, sec. 18.

89. L.1849, p. 65.

90. Ibid.

91. Ibid., p. 65,66; L.1853, p. 103; L.1861, p. 171,172.

92. U.S.S. at Large, v. 2, p. 155.

93. L.1854, p. 30. No more than five justices, however, may be elected from any town or election precinct.

94. Constitution of 1870, Art. VI, sec. 20.

95. L.1877, p. 79,80.

96. L.1881, p. 72. In 1933 the act of 1877 was further amended to make the establishment of an independent probate court mandatory in counties having a population of eighty-five thousand or more, and optional in counties having a population of between seventy thousand and eighty-five thousand (L.1933, p. 458).

97. Constitution of 1870, Art. VI, sec. 18.

98. L.1895, p. 212,223.

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peace⁹⁹ and involving in controversy sums not exceeding \$500.¹⁰⁰ In 1906, however, it lost its naturalization jurisdiction since it failed to meet the additional requirements of Federal legislation that it possess jurisdiction at law without limitation upon amounts in controversy.¹⁰¹ The present constitution, also, for the first time, directed the manner in which the General Assembly should establish judicial circuits, requiring that circuits be formed of contiguous counties and that they should not exceed in number one circuit for every one hundred thousand of population of the state.¹⁰² At present there are eighteen circuits in Illinois, and Fayette County is attached to the fourth circuit.¹⁰³

Clerks of Courts

The clerk of the circuit court under the Constitution of 1818, was to be appointed by a majority of the justices of that court.¹⁰⁴ Since 1849, however, by provisions of the Constitutions of 1848 and 1870, the office has been filled by election.¹⁰⁵ The office of clerk of the county court, which was an independent elective office under the second constitution,¹⁰⁶ is now filled in an ex-officio capacity by the county clerk¹⁰⁷ who is also required by constitutional provision to be elected.¹⁰⁸ The county commissioners' court, which for a brief period held jurisdiction over probate matters, had its own clerk who was at that time appointed by the court.¹⁰⁹ Probate judges and justices of the peace who subsequently held probate jurisdiction, were required to act as their own clerks.¹¹⁰ With the transfer of probate jurisdiction to the county court, the clerk of the county court was required to keep, separately, records of probate proceedings and business.¹¹¹ In Fayette County where the county court still retains probate jurisdiction, the county clerk serves it in these matters in his capacity as ex-officio clerk of the county court.¹¹² Justices of the peace have always been required to keep their records in person.¹¹³

Ministerial Officers

The principal ministerial officer of all courts of record in Illinois counties is the sheriff. The first constitution provided that the sheriff should be elected.¹¹⁴ Statutory provision was made in 1827 for the appointment of deputies by the principal officer;¹¹⁵ since 1870, the number of deputies that the sheriff may appoint has been determined by rule of the circuit court.¹¹⁶ The ministerial duties of the sheriff have undergone little change in more than one hundred years. Essentially, he is to attend, in person or by deputy, all courts of record in the county, obeying the orders and directions of the court, and to serve, execute, and return all writs, warrants, process, orders, and decrees legally directed to him.¹¹⁷

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99. The jurisdiction of justices has also been progressively increased during this period. See L.1871-72, p. 524; L.1895, p. 189,190; L.1917, p. 562,563; L.1929, p. 541,542.
100. L.1871-72, p. 325.
101. U.S.S. at Large, v. 34, part 1, p. 596.
102. Constitution of 1870, Art. VI, sec. 13.
103. L.1933, p. 435.
104. Constitution of 1818, Art. IV, sec. 6.
105. Constitution of 1848, Art. V, sec. 21,29; Constitution of 1870, Art. X, sec. 8.
106. Constitution of 1848, Art. V, sec. 19.
107. R.S.1874, p. 260.
108. Constitution of 1870, Art. X, sec. 8.
109. L.1819, p. 175.
110. L.1821, p. 119,120; R.L.1837, p. 177,178.
111. L.1849, p. 66.
112. R.S.1874, p. 260.
113. L.1819, p. 185-97 (no specific record-keeping requirement listed among general duties of justices), 326 (establishing fees to be paid justices for keeping records); R.L.1827, p. 260 (becomes definite provision for justices to keep own records); L.1895, p. 221,222.
114. Constitution of 1818, Art. III, sec. 11.
115. R.L.1827, p. 373.
116. Constitution of 1870, Art. X, sec. 9.
117. L.1819, p. 111; R.S.1874, p. 990,991.

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The coroner was originally given equal power with the sheriff as a ministerial officer of the courts.¹¹⁸ He was also required to serve all process in any suit in which the sheriff was an interested party¹¹⁹ and to perform all the duties of the sheriff when that office was vacant.¹²⁰ The last two functions are still incumbent upon the coroner.¹²¹

Justices of the peace are served similarly in a ministerial capacity by constables. Not until 1870 was the office of constable given constitutional recognition;¹²² at its creation by the first General Assembly, the county commissioners' court was empowered to appoint one or more constables in each township;¹²³ in 1827 it was provided that two constables should be elected in each justice of the peace district.¹²⁴ Since that date, subsequent legislation has grouped justices of the peace and constables in all provisions regarding their election.¹²⁵ Constables, like sheriffs and coroners, have always been required to serve and execute all process legally directed to them;¹²⁶ process issuing from a justice of the peace court, however, may be directed only to some constable of the same county.¹²⁷

Prosecutions

The duty of the present state's attorney to prosecute and defend all actions, civil or criminal, involving the county, the people, or officers of the state or county,¹²⁸ was incumbent during the first constitutional period upon the circuit attorney.¹²⁹ Also in effect from an early date is the officer's other major duty, apart from the enforcement of law,¹³⁰ of giving opinions on any questions of law relating to criminal or other matters in which the people of the county may be concerned.¹³¹

The office of circuit attorney which existed solely by statutory provision,¹³² was appointive by the Governor until 1835,¹³³ and thereafter by the General Assembly.¹³⁴ The second constitution replaced the circuit attorney with an elected state's attorney;¹³⁵ since each judicial circuit was an elective district for this purpose, the territorial jurisdiction of the new officer remained the same as that of the former officer.¹³⁶ Not until the adoption of the present constitution was provision made for the election of a separate state's attorney in each county.¹³⁷

118. L.1819, p. 111.

119. L.1821, p. 20-23.

120. R.L.1827, p. 372,373.

121. R.S.1874, p. 282. Despite the absence from the present law of statutory provision for the coroner to serve process originally directed to him (*ibid.*, p. 281,282), the courts have held that he may so do, an emergency being presumed to exist without need for the process to recite reason for its issuance to the coroner (20 Ill. 185; 57 Ill. 268).

122. Constitution of 1870, Art. VII, sec. 21.

123. L.1819, p. 162.

124. R.L.1827, p. 258.

125. See Courts, p. 10.

126. L.1819, p. 162,163; R.S.1874, p. 400.

127. L.1819, p. 186; R.S.1845, p. 317; L.1871-72, p. 525; L.1895, p. 191, 193; L.1937, p. 900. Similarly, process issuing from courts of record is required to be directed to the sheriff or, under certain conditions noted (footnotes 118 - 120), to the coroner (R.S.1845, p. 413; L.1871-72, p. 338; R.S.1874, p. 774; L.1907, p. 444,445; L.1933, p. 786; L.1937, p. 989).

128. R.S.1874, p. 173,174.

129. L.1819, p. 204; R.S.1845, p. 76.

130. See Enforcement of Law, p. 14.

131. R.S.1845, p. 76; R.S.1874, p. 174.

132. L.1819, p. 204-6.

133. *Ibid.*, p. 204.

134. L.1835, p. 44.

135. Constitution of 1848, Art. V, sec. 21. The new title, however, had already come into occasional use in the interim (R.L.1827, p. 79; L.1835, p. 44; L.1847, p. 18).

136. Constitution of 1848, Art. V, sec. 22.

137. Constitution of 1870, Art. VI, sec. 22.

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Inquests

The holding of inquests, one of the duties of the coroner in Illinois counties, is also a part of the administration of justice. The office of coroner was created by the first constitution and required to be filled by election;¹³⁸ the statutory provisions concerning the inquest function have not changed substantially since their enactment by the second General Assembly.¹³⁹ The coroner, when informed of the body of any person being found dead, supposedly by violence, casualty, or undue means, is required to summon a jury to inquire how, in what manner, and by whom or what, death was caused; testimony of witnesses is taken. Witnesses whose evidence implicates any person as the unlawful slayer of the deceased are bound over to the circuit court; the verdict of the jury is returned to the clerk of that court.¹⁴⁰

The verdict of the coroner's jury, however, is not generally admissible in evidence;¹⁴¹ additionally, it is not held to be prima facie proof of matters stated therein with regard to the cause and manner of death;¹⁴² its essential nature, therefore, is that of a finding of facts upon the basis of which the coroner may be led to discharge his collateral duty to apprehend and commit to jail any person implicated by the inquest as the unlawful slayer of the deceased.¹⁴³ To this extent, the coroner's inquest duties overlap his function as an officer for the enforcement of law.

Enforcement of Law

Sheriffs, coroners, and constables have always been charged equally with keeping the peace and apprehending all offenders against the law.¹⁴⁴ The state's attorney's powers as an officer for the enforcement of law originally derive by implication from another duty;¹⁴⁵ the gathering of evidence and the apprehension of offenders is necessarily involved in commencing and prosecuting actions in which the people of the state or county are concerned.¹⁴⁶ In relatively recent years, however, the state's attorney has been given more specific statutory powers to enforce laws and to investigate violations and secure necessary evidence thereof.¹⁴⁷ But at any time the effective spheres of authority of law enforcement officers have been determined less by statutory provisions than by local conditions and individual circumstances.

Education

The act of Congress providing for the creation and admission of the State of Illinois to the Union set aside section sixteen of every township for the use of schools.¹⁴⁸ The first state legislation on the subject was concerned only with the establishment of school districts and the sale or leasing of school land to provide necessary funds, for which purposes three trustees of school lands were appointed in each township by the county commissioners' court.¹⁴⁹

In 1825, however, with a common school system in operation, provision was made for its educational as well as financial administration. Three elected officers, known as township school trustees, were charged in each township with superintending schools, examining and employing teachers,

138. Constitution of 1818, Art. III, sec. 11.

139. Cf. L.1821, p. 22-24; R.S.1845, p. 517,518; R.S.1874, p. 282-84; R.S.1937, p. 780-82.

140. L.1821, p. 24,25; R.S.1845, p. 518; R.S.1874, p. 284.

141. 46 N.W. 872. It is, however, held to be proper practice to offer, in cross-examining witnesses sought to be impeached, excerpts from transcripts of testimony taken at the inquest (189 Ill. App. 556; 211 Ill. App. 474).

142. 201 Ill. App. 287.

143. L.1821, p. 25; R.S.1845, p. 518; R.S.1874, p. 285.

144. L.1819, p. 111,162,163; R.S.1845, p. 328,515; R.S.1874, p. 400,990.

145. See Prosecutions, p. 13.

146. Previously cited; see footnote 129.

147. L.1885, p. 3; L.1907, p. 268; L.1913, p. 395; L.1915, p. 368; L.1927, p. 33.

148. U.S.S. at Large, v. 3, p. 428.

149. L.1819, p. 107,108.

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leasing all land belonging to the district, and reporting annually to the county commissioners' court; this report, however, was limited to such matters as were concerned in the financial administration of the schools.¹⁵⁰ In 1827 the county commissioners' court was again empowered to appoint trustees of school lands, but despite the use of the earlier, more limited title, these officers were charged with all the duties of the former township school trustees.¹⁵¹ The creation of the office of county school commissioner in 1829 brought a new element into the complex situation. The commissioner was at first given limited duties with regard to the sale of school lands and the management of school funds;¹⁵² his subsequent gains in this respect at the expense of the township trustees foreshadowed the demarcation of spheres of authority that was made in 1847.¹⁵³ In the interim, the school commissioner, who had first been appointed by the county commissioners' court,¹⁵⁴ became an elected officer;¹⁵⁵ in such townships as elected to incorporate for the purpose of organizing and supporting schools, township trustees also became elected officers and were there denominated trustees of schools.¹⁵⁶

The situation created by the legislation of 1847 in certain respects has not since been substantially altered. In all counties, township trustees became and still are elected officers, styled township school trustees.¹⁵⁷ The relative authority of the officer of the county¹⁵⁸ and of officers of the township with regard to financial administration was fixed essentially as at present.¹⁵⁹ Moreover, township trustees lost practically all their former duties with regard to matters purely educational as a result of a development that occurred in 1845.

It was at that time that the county first entered into the actual administration of education with the creation of the office of superintendent of schools.¹⁶⁰ Filled at first by the school commissioner in an ex-officio capacity,¹⁶¹ it quickly absorbed most of the functions of township trustees with regard to the advancement of education;¹⁶² later, the office came to be filled by election¹⁶³ and completely absorbed that of school commissioner.¹⁶⁴ In the new field of county administration of education, the superintendent's duties remained constant through his change in legal status, requiring him to visit all the townships in his county and inquire into the condition and manner of conducting their schools, to examine persons proposing to teach school, to grant certificates to persons qualified to teach in schools, and to report to the county board on all his acts relating to the management of school funds and lands.¹⁶⁵ Subsequent legislation has enlarged the scope of this phase of the superintendent's functions, but it is in his role as an

150. L.1825, p. 121,122.

151. R.L.1827, p. 366-70.

152. R.L.1829, p. 150-54.

153. Cf. L.1831, p. 176; L.1841, p. 275-79.

154. R.L.1829, p. 150.

155. L.1841, p. 261,262.

156. Ibid., p. 273,274. In unincorporated townships, trustees continued to be appointed by the county commissioners' court (Ibid., p. 259, 260).

157. L.1847, p. 126; L.1909, p. 350.

158. The subsequent substitution of an independent, elected superintendent of schools for the school commissioner, who had additionally been ex-officio superintendent (see footnotes 161,163,164), was only a change in the legal status of the officer of the county and had no further import.

159. L.1847, p. 123,124,128,129; L.1909, p. 351-54; L.1927, p. 794,795.

160. R.S.1845, p. 498.

161. Ibid.

162. R.S.1845, p. 497-503. Cf. L.1825, p. 121,122; R.L.1827, p. 366-70; L.1831, p. 173; L.1841, p. 270,275,276,279. The only duty of this category that was left to township trustees in the laws of 1847 concerned the examination of prospective teachers and the issuance of certificates where merited (L.1847, p. 130). It was omitted from the revised school law of 1851 (L.1851, p. 127).

163. L.1865, p. 112.

164. Ibid., p. 112,113.

165. R.S.1845, p. 498,500,501. Cf. L.1847, p. 121-25; L.1857, p. 261-65, 278,279,296,297; L.1861, p. 190,191; L.1865, p. 114,119-21.

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agent of state supervision that he has been charged with numerous duties of a new character.¹⁶⁶

The authority of the state with regard to education, first manifested in 1845, has, like that of the county, been extended beyond its original bounds. Originally, the county superintendent was required only to communicate to the state superintendent of common schools¹⁶⁷ information concerning the schools in his county.¹⁶⁸ Today, as a consequence of the state's increasing intervention in matters of public health and safety, the county superintendent is required to inspect, with regard to specifications, plans submitted to him for the heating, ventilation, lighting, etc., of public school rooms and buildings; to visit and notice such public school buildings which appear to him to be unsafe, insanitary, or otherwise unfit for occupancy; and to request the State Department of Public Health, the state fire marshal, or the state architect to inspect such buildings and issue reports upon which condemnation proceedings can be based.¹⁶⁹

Recordation

For the function of making legal record of written instruments, the first General Assembly established the office of recorder.¹⁷⁰ Originally appointed by the Governor,¹⁷¹ the recorder was required to be elected after 1835.¹⁷² The second constitution made the clerk of the circuit court¹⁷³ ex-officio recorder in all counties;¹⁷⁴ the present constitution continues the earlier provision in counties of under sixty thousand population and provides for the election of a recorder in counties of that population or more.¹⁷⁵ As Fayette County never met the population requirement, the clerk of the circuit court has continued to act as recorder.

The basic duty of the recorder, to record at length and in the order of their receipt all instruments in writing, has remained essentially unchanged; legislation has been directed toward the extension of categories of instruments entitled to be recorded.¹⁷⁶ Conveyances of title to land, a major category of such records, frequently involve another county officer, the surveyor. Established by the General Assembly, the office of surveyor was at first filled by appointment of that body,¹⁷⁷ later by election.¹⁷⁸ In 1936 the surveyor again became an appointed officer, with the power of appointment delegated to the county board.¹⁷⁹ His duty to perform all surveys he may be called on to make within his county has undergone only minor change, but its importance has declined; the acts of any surveyor, properly acknowledged and certified, have equal standing before the law with those of the county surveyor; no maps or plats have any legal effect unless recorded by the recorder.¹⁸⁰

166. L.1909, p. 345-50; L.1915, p. 636-38.

167. The Secretary of State in ex-officio capacity (L.1845, p. 52). In 1854 the office became independent, filled by election, and known as that of superintendent of public instruction (L.1854, p. 13), which is its present status (L.1909, p. 343).

168. L.1845, p. 54.

169. L.1915, p. 637-40.

170. L.1819, p. 18-20.

171. Ibid., p. 18,19.

172. L.1835, p. 166.

173. An elected officer; see Clerks of Courts, p. 12.

174. Constitution of 1848, Art. V, sec. 19; L.1849, p. 64.

175. Constitution of 1870, Art. X, sec. 8; R.S.1874, p. 833.

176. L.1819, p. 18,20; R.L.1829, p. 117,118; R.L.1833, p. 511; R.S.1845, p. 305,432,606; L.1851, p. 80; L.1859, p. 124; L.1869, p. 2; R.S.1874, p. 833,834; L.1921, p. 756,757; L.1925, p. 520-22.

177. L.1821, p. 62.

178. L.1835, p. 166.

179. L.1933, p. 1104. Provision effective in 1936.

180. R.L.1829, p. 173; R.L.1833, p. 511; L.1845, p. 201; L.1869, p. 241, 242; R.S.1874, p. 1050,1051; L.1901, p. 307,308; L.1915, p. 575.

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Public Works

Roads and Bridges

Public roads and bridges were first under the superintendence of the county commissioners' court which was authorized to locate new roads and to alter or vacate existing roads.¹⁸¹ The act providing for such superintendence empowered the commissioners to appoint freeholders in each township to act as supervisors, each appointment to be for a one-year period. New roads were to be opened by the county commissioners' court upon petition of residents of the county and a favorable report from the road viewers and surveyor. A few years later, the county commissioners were authorized to divide the county into road districts and to appoint annually one supervisor to serve in each district.¹⁸² With a change in the county administrative body under the second constitution, the county court was granted supervision and control over public roads,¹⁸³ but the care and superintendence of roads and bridges in counties electing the township form of government, were granted to the commissioners of highways, three to be elected in each town annually.¹⁸⁴ The commissioners were to divide the town into road districts, and overseers of highways in each district were to repair the roads and carry out the orders of the commissioners. In counties not electing the township form, the system of road districts was continued.¹⁸⁵ In 1913 the State Highway Department was established, and provision was made for the appointment by the county board of a county superintendent of highways.¹⁸⁶ The entire system was centralized by subjecting the county superintendent to the rules and regulations of the state highway commissioner and by requiring candidates for county superintendent to be approved by the state commissioner before appointment by the county board. The term of office of the county superintendent was set at six years, and his salary was to be fixed by the county board. A board of highway commissioners was established in each township to superintend matters relating to roads and bridges. Although the county superintendent was to act on behalf of the county in regard to roads and bridges, and although he was subject to removal by the county board, he was regarded as a deputy of the state highway engineer, subject to his directions. This indicates the intention of the legislature to unify the entire state system of roads and bridges. In 1917 the State Department of Public Works and Buildings assumed the rights, powers, and duties vested in the State Highway Department,¹⁸⁷ but the county organization has remained essentially the same since 1913.

Public Buildings

The county is given the power to hold, own, and convey real estate for county purposes.¹⁸⁸ This power is exercised by the county board which is charged with the care and custody of all the real and personal property owned by the county. Throughout the period of statehood it has been provided that a courthouse and jail be erected in each county, and that the sheriff of each county be charged with custody of such buildings.¹⁸⁹ The county is further empowered to erect buildings for a county hospital, workhouse, tuberculosis sanitarium, and other county needs.¹⁹⁰

The county superintendent of schools is charged with the inspection of plans and specifications for public school rooms and buildings, and the approval of only those which comply with the specifications prepared by the state superintendent of public instruction.¹⁹¹ He is also to request the State Department of Public Health, the state fire marshal, or the state architect to inspect public school buildings which appear to be unsafe,

181. L.1819, p. 333.

182. L.1825, p. 130.

183. L.1849, p. 65; L.1851, p. 179.

184. L.1851, p. 38.64.

185. L.1847, p. 111-13; L.1849, p. 65,212,213; L.1851, p. 64,149.

186. L.1913, p. 521-25,537-46.

187. L.1917, p. 24.

188. R.S.1874, p. 306.

189. L.1819, p. 111; R.L.1827, p. 246,247,372; R.S.1874, p. 989.

190. R.S.1874, p. 307; L.1909, p. 163; L.1911, p. 246.

191. L.1915, p. 637-40.

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insanitary, or unfit for occupancy. Upon receipt of an unfavorable report from these officials, the county superintendent is to condemn the building and notify the board of directors or board of education, and the board of school trustees.

Drainage

In 1850 an act of Congress provided for the granting of swamp and overflowed lands to various states.¹⁹² The land so granted to Illinois was turned over to the counties in 1852 to be reclaimed by drainage and used for county purposes.¹⁹³ Such lands were to be under the care and superintendence of the county court which was to appoint a "Drainage Commissioner" to conduct the sales of such lands. The county surveyor was to prepare plats of the swamp lands and return such plats to the clerk of the county court, whereupon the court fixed the valuation upon each tract. The purchasers of these tracts were given a certificate by the drainage commissioner, and a deed was later executed by the county court. The court was to sell only enough swamp lands to insure reclamation of all such land, any balance to be granted to the several townships to be used for educational purposes. At the discretion of the county, such balance could also be used for the construction of roads, bridges, or other public works.

In 1865 the commissioners of highways in each town became, ex officio, a board of drainage commissioners.¹⁹⁴ Where a proposed drain ran through more than one town, the commissioners of all the towns affected made up the board of drainage commissioners.¹⁹⁵ In 1879 drainage construction by special assessment was handled by the drainage commissioners, a body corporate and politic composed of commissioners of highways.¹⁹⁶

Provision was first made for the organization of drainage districts for agricultural, sanitary, and mining purposes in 1879.¹⁹⁷ Petitions were to be filed with the county clerk, and hearings on the same were to be had before the county court. When the court found in favor of the petitioners, it appointed three disinterested persons as commissioners to lay out and construct the work. Petitions for the construction of drains to cost less than \$5,000 were to be presented to justices of the peace, if the petitioners so elected, and the commissioners of highways were to perform the duties of drainage commissioners in such cases. In 1885 this law was amended to include drains costing less than \$2,000 and provided for the appointment of three residents as commissioners.¹⁹⁸

Public Services

Public Health

The State Department of Public Health, created in 1917,¹⁹⁹ is charged with general supervision of the health and lives of the people of the state. In conformance with this legislative order it is empowered to supervise, aid, direct, and assist local health authorities or agencies in the administration of the health laws. Public health districts may be organized along subcounty lines with a board of health in each. The names of such districts are to be filed with the county clerk to complete their organization. Annually, each board of health certifies to the county clerk the rate of a public health tax to be levied in each district, the clerk being responsible for setting out the proper taxes upon the warrant books and transmitting them to the collector as provided for in regard to other taxes.²⁰⁰

Control of the state health department over lodging houses, boarding houses, taverns, inns, and hotels is effected through the county clerk, the

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192. U.S.S. at Large, v. 9, p. 519.
193. L.1852, p. 178.
194. L.1865, p. 50.
195. L.1867, p. 91,92.
196. L.1879, p. 142.
197. Ibid., p. 120.
198. L.1885, p. 130,131.
199. L.1917, p. 4.
200. Ibid., p. 27,28,763,765,767,768.

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proprietors of such establishments being required to file with the clerk an annual statement containing details as to sleeping accommodations for guests.²⁰¹ The clerk is also required to report annually to the state health department the names and addresses of township officials.²⁰²

Mosquito abatement districts are organized upon petition to the county judge of the county in which such territory lies,²⁰³ such petitions being filed with the county clerk. If, after hearing, the county judge determines that the organization of a district is necessary, the question is submitted to the residents of the territory at a special election. The judges of election make return to the county judge, and the results are entered upon the records of the county court. A majority of the votes favoring it, a mosquito abatement district is thereupon organized.

County officials also enter into the state's control of public swimming pools. When a representative of the State Department of Public Health finds conditions that warrant the closing of such a pool, the owner of the pool and the sheriff and state's attorney of the county are notified to that effect, it being the duty of these officers to enforce such notice.²⁰⁴

Vital Statistics

The State Department of Public Health has charge of the registration of births, stillbirths, and deaths throughout the state.²⁰⁵ To effect proper control of this matter the state is divided into vital statistics registration districts which, in Fayette County, are identical with the townships. The township clerk acts as the local registrar in these districts and receives certificates of births and deaths occurring in the district. Burial permits are issued by the registrar and are later returned to him for filing.

The local registrar is required to deposit monthly with the county clerk a complete set of records of births, stillbirths, and deaths registered during the month, and the clerk is charged with binding and indexing, or recording, and safekeeping of such records. The original certificates are sent monthly by the local registrars to the state health department which certifies annually to the county clerk the number of births, stillbirths, and deaths registered in the county.

The county board is to appropriate money for the payment of the local registrars' fees. Such amounts are charges against the county, and the county clerk is required to issue warrants on the county treasurer for the amount of the fees payable to the registrars.

The county also enters into the enforcement phase of this matter. The state health department reports cases of violations of any provision of the act relating to registration to the state's attorney who is to initiate and follow up court proceedings against violators.

Public Assistance

Public assistance is administered through the services of the county department of public welfare, the county home, the blind examiner, the probation officers, the tuberculosis sanitarium board, the county clerk, and the county board.

The county department of public welfare is headed by a superintendent appointed by the county board after approval by the State Department of Public Welfare.²⁰⁶ He assists the state department in the operation of welfare plans and policies within the county and has charge of the administration of old age assistance.²⁰⁷ In this latter regard the county department acts merely as the agent of the state department, investigating applicants and reporting results.

201. L.1901, p. 305.

202. L.1923, p. 480.

203. L.1927, p. 694.

204. L.1931, p. 735, 736.

205. L.1915, p. 660-70.

206. L.1937, p. 451, 452.

207. L.1935-36, First Sp. Sess., p. 54-61; L.1937, p. 265-70.

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The county home is an establishment for the maintenance and care of indigents. Its management and finances are provided by the county board.²⁰⁸ Blind assistance is administered in the county through appropriations by the county board together with state funds. An examiner of the blind, appointed by the county board, examines all applicants referred to him by the county clerk.²⁰⁹ The county court has jurisdiction in the administration of the mothers' pension fund. A probation officer, an appointee of the court for this purpose, investigates and visits cases of indigent mothers who are entitled to benefits.²¹⁰

The county board appoints a sanitarium board composed of three members whose duty it is to assist tuberculosis patients in the county.²¹¹ They have general control of the tuberculosis sanitarium fund which is raised by tax levy. No sanitarium is maintained by the county, but patients are placed in private institutions at the expense of the county. Hospitalization claims for such purpose are approved by the county board, and the money is drawn from the tuberculosis fund.

Coordination of Functions

From the foregoing discussion of functions of the county government it is apparent that the county plays a dual role, that of a body politic and that of an agent of the state. In its first capacity the county, through its officials, is capable of suing and being sued, purchasing, holding, and selling property, making contracts, and raising revenue for its proper operation. As a state agent it fits into a state-wide program on various matters of public concern, acting under the supervision and control of the state and coordinating the activities of subcounty agencies and officials.

Coordination of county activities is effected chiefly through the county clerk. An illustration of this is the part this official plays in the election procedure. He notifies the judges and clerks of elections of their appointment, supplies them with blanks and poll books, receives copies of registers of voters, issues notices of election, receives and preserves returns, canvasses votes with the assistance of two justices of the peace and retains the abstracts, transmits copies of election returns and abstracts of votes to the Secretary of State, and issues certificates of election.

Records System

County records in the State of Illinois have suffered from the lack of an adequate program of legislation designed to secure uniformity in recordation and to insure the proper care of those documents which have permanent value. However, from the inception of statehood, some effort has been made to coordinate the records systems of the several counties and to preserve their archives.

In attempting to establish state-wide uniformity among counties, the General Assembly has at times provided detailed descriptions of required records and in many instances has supplied the very forms to be used. Laws relating to the duties and powers of county officers usually contained some such provisions. Thus, in 1819, the recorder of the county was ordered to supply "parchment or good large books, of royal or other large paper, well bound and covered" wherein to record all deeds and conveyances brought to him for that purpose. He was also to keep a book in which to enter every deed or writing to be recorded, noting the date, the parties, and the place where the lands were situated, such entries to be made according to priority of time.²¹² In 1833 he was required to keep an alphabetical index to each book,²¹³ and by 1874 the General Assembly had prescribed a complete list of books to be kept in the office of the recorder, with a description of the contents of each, which list has been continued, substantially unchanged, to

208. L.1935, p. 1057.

209. L.1903, p. 138; L.1915, p. 256,257; L.1935, p. 264,265.

210. L.1913, p. 127-30; L.1915, p. 243-45; L.1921, p. 162-64; L.1935, p. 256-59.

211. L.1915, p. 346; L.1923, p. 301.

212. L.1819, p. 18,20.

213. R.L.1833, p. 511.

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the present.²¹⁴

In like manner, legislation was enacted prescribing records to be kept by the county clerk and his predecessors, acting in their several capacities,²¹⁵ the clerk of the circuit court,²¹⁶ the judge²¹⁷ and justice²¹⁸ of the probate court, the coroner,²¹⁹ the county superintendent of schools,²²⁰ the county surveyor,²²¹ and the county treasurer.²²²

Descriptions of records and forms to be used are frequently found in legislation pertaining to the holding of elections,²²³ assessments and the collection of revenue,²²⁴ the organization and maintenance of common schools,²²⁵ the registration of marriages,²²⁶ and the recording of vital statistics.²²⁷

While there has been enacted much legislation prescribing the kinds of records to be kept, only a few laws deal with the safeguarding and preservation of county archives. In 1819 the General Assembly directed the clerks of the circuit and county commissioners' courts to provide "a safe press or presses with locks and keys for the safe keeping of the archives of their offices . . ." ²²⁸ In 1843 the county commissioners' courts were authorized, and required whenever the finances of the county would justify the expenditure, to erect a fireproof recorder's office at the county seat, or if the commissioners were of the opinion that any unappropriated room in their court-houses could be made fireproof, to make it so and house the office and records of the recorder there. At the discretion of the county commissioners' courts, the provisions of this act might be deemed to apply to the offices of the clerks of the circuit and county commissioners' courts.²²⁹ Similar in content but slightly different in wording is a later enactment in which the county commissioners' courts are authorized to "erect, build, and provide permanent fireproof rooms, houses, or vaults, for the purpose of placing therein and preserving from injury, damage, loss, or destruction by fire, the records and documents of their respective counties."²³⁰ The preservation of county archives has been greatly aided by an act to provide for the copying of old, worn-out records,²³¹ and by a law authorizing the transfer of county records having historic value to the Illinois State Historical Library at Urbana. Provision is made in this act for the substitution of accurate copies of these documents if such action be deemed necessary.²³² In 1907 the act was amended to include among the institutions to which old records might be sent, the Illinois State Historical Society and the State University Library at Urbana.²³³ Laws have also been passed which provide for the restoration of

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214. R.S.1874, p. 834.
215. L.1849, p. 66,191,203; L.1859, p. 92,94; L.1865, p. 93; R.S.1874, p. 261-65,332; L.1933, p. 203,204.
216. R.L.1833, p. 152; R.S.1845, p. 147; L.1847, p. 70; L.1849, p. 9; L.1865, p. 93; R.S.1874, p. 262,263; L.1933, p. 293,294.
217. R.L.1839, p. 231.
218. R.S.1845, p. 427,428.
219. R.L.1833, p. 574; L.1869, p. 104,105; R.S.1874, p. 283.
220. L.1849, p. 155,156; L.1865, p. 119; L.1909, p. 346,348,349.
221. R.L.1829, p. 173; R.S.1845, p. 524.
222. R.S.1845, p. 138; R.S.1874, p. 323,324.
223. L.1819, p. 92,94; R.L.1827, p. 291,292; R.L.1829, p. 59,60; L.1845, p. 41,42; L.1849, p. 73,74; L.1865, p. 54,55; L.1871-72, p. 386-89, 391; L.1885, p. 143,148,173,176; L.1937, p. 522-29,531-48.
224. R.L.1827, p. 329-33; L.1838-39, p. 4,5,7,8,12,13,17; L.1845, p. 6-9, 12,14,15; L.1849, p. 37,38,124-26,128; L.1851, p. 53,55,56; L.1853, p. 17,24,50,55,77,78,111,112; L.1871-72, p. 19,23,32,48,49,54.
225. L.1825, p. 127; R.L.1833, p. 563; L.1841, p. 263,270-72; L.1845, p. 53,54,65,68; L.1847, p. 121-23,142-44; R.S.1874, p. 950,957,958,964.
226. L.1819, p. 27; R.L.1827, p. 288,289; R.S.1874, p. 694,695.
227. L.1842-43, p. 210-12; L.1877, p. 209; L.1901, p. 301-4; L.1903, p. 315,317,318; L.1915, p. 667.
228. L.1819, p. 332.
229. L.1842-43, p. 210.
230. L.1845, p. 46.
231. L.1871-72, p. 648.
232. L.1897; p. 205.
233. L.1907, p. 375.

Governmental Organization
and Records System

certain classes of records which have been destroyed by fire or other means.²³⁴ In 1935 the General Assembly appropriated money for the construction of a fireproof building at Springfield for the purpose of storing therein the archives and records of the state.²³⁵ The erection of this structure, the State Archives Building, has helped to make possible the inauguration of an intelligent, far-sighted program for the preservation of papers and documents of historic value.

There are still serious omissions in legislation pertaining to recordation. For instance, Illinois has no law prescribing the kinds of inks to be used in making records. And, although laws have been enacted authorizing the provision of fireproof accommodations for county documents, they are permissive rather than mandatory in character.²³⁶ Legislation enabling the destruction of worthless archives apparently is non-existent with the exception of laws relating to certain election papers.²³⁷ The enactment of legislation which would remedy these defects in the laws and continue the trend toward state-wide uniformity among counties would result in an intelligent, economical records system for the State of Illinois.

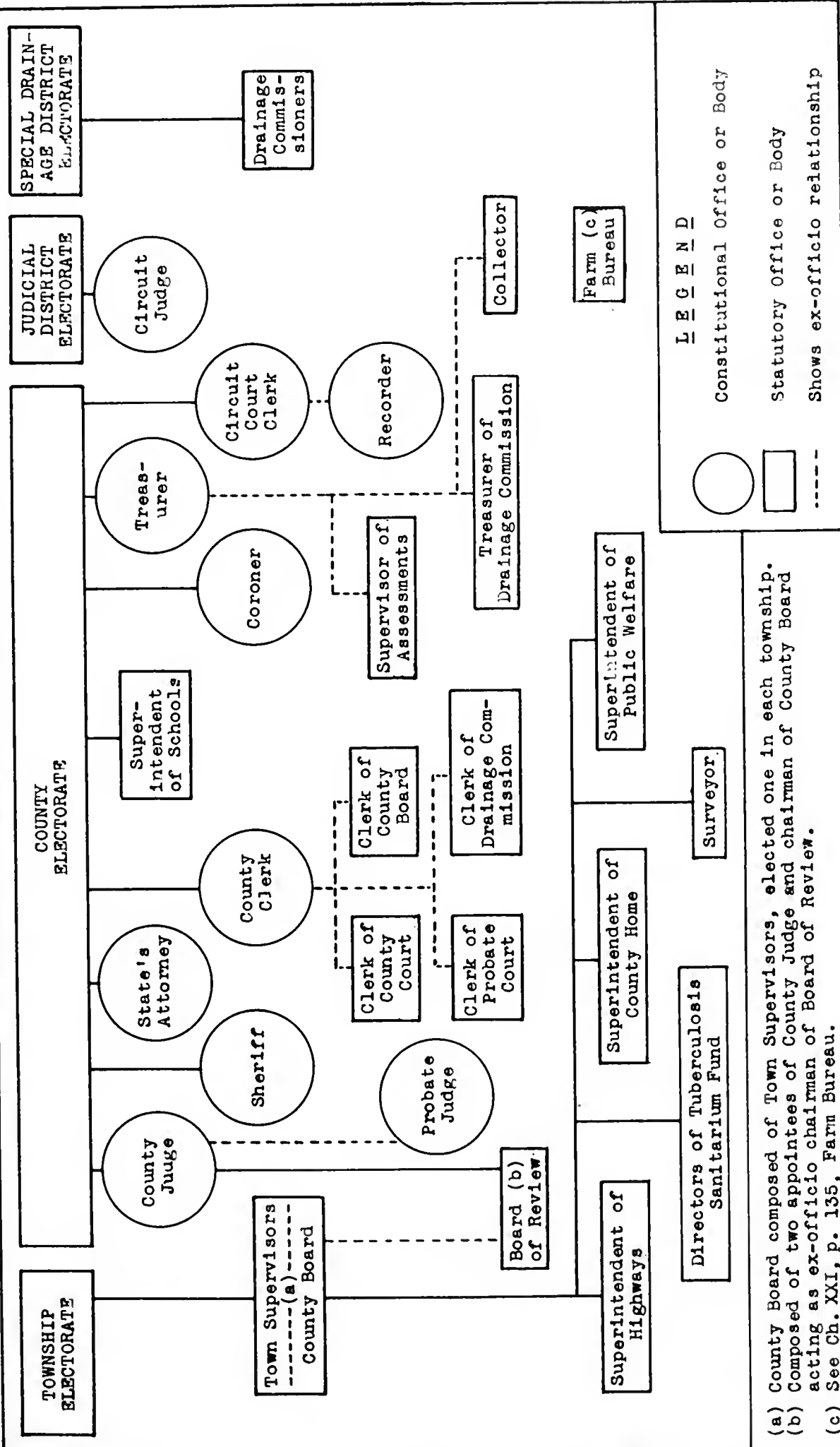
234. L.1871-72, p. 649,650,652.

235. L.1935, p. 138.

236. L.1842-43, p. 210; L.1845, p. 46.

237. L.1861, p. 269; L.1871-72, p. 389; L.1885, p. 145,193; L.1891, p. 118, 119; L.1917, p. 438,444,445; L.1937, p. 525,526.

GOVERNMENTAL ORGANIZATION OF FAYETTE COUNTY, 1939



ROSTER OF COUNTY OFFICERS*
(Date after name of officer refers to date
of commission, unless otherwise stated)

County Commissioners**

<p>Paul Beck, William Johnson, John A. Wakefield,¹ April 2, 1821 No state records 1822² John Hall,³ John Whitley, James Allen, August 2, 1824 James Galloway, Lela T. Watwood, Charles Prentiss,⁴ August 7, 1826</p>	<p>John Haley, Benjamin Williams, Samuel Houston,⁵ August 4, 1828 No state records 1830⁶ Thomas C. Kirkman, Harry Cunningham, August 6, 1832⁷ No state or county records 1834 Joel Thomas, Levi Lowry, August 1, 1836⁸</p>
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* This list was compiled from the following sources:

- A. Secretary of State. Index Department, Election Returns. Returns from County Clerk to Secretary of State, 1809-47. 78 volumes (1-78), third tier, bay 1. 1848--., 53 file drawers (2-54), third tier, bay 2, State Archives Building, Springfield, Illinois.
- B. Secretary of State. Executive Department. Certificates of Qualification, 1819--.. 22 file drawers (1-22), fourth tier, bay 5, State Archives Building, Springfield, Illinois.
- C. (1) Secretary of State. Executive Department Official Records. List of Commissions Issued to County Officers, 1809-1918. 5 volumes, fourth tier, bay 6, State Archives Building, Springfield, Illinois.
- (2) Secretary of State. Executive Department Official Records. List of Commissions Issued to County Officers, 1869--.. 4 volumes, room 208, second floor, Secretary of State's office, Executive Department, State Capitol Building, Springfield, Illinois.

** All dates shown after commissioners' names indicate the year elected. The laws of 1821 provided that commissioners be elected at each general biennial election, first operative in August 1822. By a law passed in 1837, the three commissioners elected in 1838 drew lots for one, two, and three years to determine their length of term. Subsequently, one commissioner was elected each year to serve a three-year term until 1849 when, in Fayette County, the county court composed of the county judge and two associate justices, assumed administration over county business. In 1859 the township plan was adopted and in 1860 the county board of supervisors superseded the county court in its administrative capacity.

1. Wakefield not shown in state records; recorded as one of first three commissioners April 16, 1821. Order Book for County Commissioners' Court, v. A, p. 1.
2. William Johnson, John Whitley, and James Allen recorded as commissioners August 19, 1822. Ibid., v. A, p. 55.
3. Recorded as present at June 7, 1824 meeting held before regular election. Ibid., v. A, p. 116. The conclusion is that he succeeded Johnson before the latter's term was completed.
4. State records show Prentiss elected December 24, 1825, and appearing with John Whitley and John Hall in special meeting January 9, 1826. Order Book for County Commissioners' Court, v. A, p. 127. James Galloway and Zela F. Watwood shown as new commissioners September 4; records do not show third commissioner. Ibid., v. A, p. 192. On December 4, 1826, Paul Beck is recorded as meeting with Galloway and Watwood; records do not show whether he was elected at or after regular August election. Ibid., v. A, p. 199. On March 26, 1827, John Patton is recorded as succeeding Galloway. Ibid., v. A, p. 207. On September 3, John Haley is recorded as succeeding Patton, deceased. Ibid., v. A, p. 214.
5. Houston's name not shown in state records; recorded as a commissioner present at September 1, 1828 meeting. Ibid., v. A, p. 236.
6. Samuel Houston, John Haley, and John Watwood recorded as commissioners September 6, 1830. Ibid., v. A, p. 296.
7. State records show these two men receiving votes; county commissioners' records for years 1832-39 are missing, and name of third commissioner not ascertainable.
8. State records show these two men receiving votes.

Roster of County Officers

County Commissioners (cont.)

Joel Thomas, Benjamin W. Thompson, Elijah Reese, ⁹ August 6, 1838	Demsey Yarbrough, ¹² August 5, 1844
Elijah Reese, ¹⁰ August 3, 1840	Benjamin W. Thompson, August 3, 1846
Benjamin W. Thompson, August 27, 1842 ¹¹	Elisha Pruitt, ¹³ August 2, 1847
John Haley, August 7, 1843	William C. Donaldson, August 1848

County Board of Supervisors

The several township supervisors, one elected from each township, together with any additional and assistant supervisors elected upon proportional representation, make up the membership of the county board of supervisors. Because these supervisors, severally, are township officials and only as a group constitute the county board, they are not commissioned by the state as county officers, and no data concerning them, from which a list could be compiled, are kept by the state. The first (regular) meeting of the board of supervisors was held in "Vandalia Court House" September 10, 1860.¹⁴

Present:	Henry G. Habich - Vandalia	Township
	(elected chairman)	
	Abner Griffith - Cumberland	"
	Campbell Carson - Sefton	"
	John Thompson - Seminary	"
	Geo. W. Bolt - Ramsey	"
	Henry J. Lovett - Wheatland	"
	Oran Lawler - Sheron	"
	Geo. R. Durbin - Loudon	"
	Rich. Morrison - Howard	"
	Wm. R. Boothe - Richland	"
	Paschall Isbell - Hurricane	"
	Fred. Klinger - Kaskaskia	"
Absent:	Jacob Austin - Bowling Green	"
	J. E. Peck - La Clede	"

County Clerks

(Clerks of the county commissioners' court, of the county and probate courts, and of the county board of supervisors)

James W. Berry ¹⁵ August 2, 1847 (elected)	Henry W. Good, November 24, 1849 December 2, 1853 November 27, 1857
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9. Guy Beck recorded as commissioner succeeding Reese, September 2, 1839. County Commissioners' Record, v. C, p. 22.
10. It is concluded that Reese was elected in 1840 to succeed Thompson. Reese evidently having drawn the one-year term in 1838 and Thompson the two-year term. Demsey Yarbrough recorded as new commissioner September 6, 1841, serving with Beck and Reese. Ibid., v. C, p. 186, 187.
11. William Ginger recorded as new commissioner September 2, 1842, serving with Thompson and Yarbrough. Ibid., v. C, p. 245. Records do not indicate when Ginger was elected.
12. Z. F. Watwood recorded as new commissioner September 2, 1845, serving with Haley and Yarbrough. Ibid., v. D, p. 66. Records do not indicate when Watwood was elected.
13. Spelled "Pruett." Ibid., v. D, p. 133.
14. County Court Record, v. B, p. 258.
15. First state record of election of county clerk. Names of preceding clerks abstracted from county records. James Jones appointed clerk of county commissioners' court April 16, 1821. Order Book for County Commissioners' Court, v. A, p. 1. Jas. W. Berry appointed clerk, in place of Jones, resigned June 4, 1827; ibid., v. A, p. 212; was reappointed, elected, and reelected, serving continuously, until the election of his successor November 24, 1849.

Roster of County Officers

County Clerks (cont.)

Martin Welch,
May 10, 1858
Charles W. Jenks,
November 30, 1861
Wilson Campbell,
November 17, 1865
Henry P. Collins,
November 15, 1869
Asa S. Coon,
December 1, 1873
J. D. Perine,
December 1, 1877,
December 1, 1882
Rodey Kelly,
December 6, 1886
George B. Muck,
November 26, 1890
Franklin M. Eckard,
November 23, 1894,
December 1, 1898

George Rogers,
October 24, 1900
James Buchanan,
November 30, 1900
Noah Emerick,
November 19, 1902,
November 26, 1906
George A. Brown,
November 29, 1910,
November 23, 1914,
November 20, 1918
C. F. Workman,
November 23, 1922
J. Carl Smith,
November 30, 1926,
December 2, 1930
Glen P. Curry,
January 4, 1935

Recorders
(In 1849 the circuit clerk
became ex-officio recorder)

William Berry,
February 14, 1821
Claiborne B. Berry,
October 1, 1822,
January 14, 1823
J. T. B. Stapp,
July 8, 1825,
January 23, 1826
Thomas C. Kirkman,
September 20, 1831,
December 24, 1832,
August 13, 1834

John Shirley,
September 11, 1839
Harvey Lee, Jr.,
September 6, 1842
John H. Welch,
August 14, 1843
Addison Watwood,
August 20, 1847
Martin Welch,
April 7, 1848

Judges of Probate and Probate Justices of the Peace
(In 1837 the judge of probate is succeeded by the
probate justice of the peace who in 1849 is succeeded
by the county judge as ex-officio judge of the probate court)

James Jones,
February 12, 1821
William Russell,
June 17, 1824
John D. Gorin,
June 8, 1828,
January 23, 1829,
September 11, 1837

Asahel See,
September 10, 1839,
September 1, 1843
James M. Wilcox,
August 20, 1847
Thomas S. Thompson,
January 25, 1848

County Judges

Daniel Gregory,
November 24, 1849
Benjamin W. Thompson,
June 25, 1853
Samuel Spence,
November 14, 1857
Jacob Fonke,
November 30, 1861
John P. Van Dorston,
November 17, 1865
Joshua W. Ross,
February 26, 1869
Samuel Stevenson,
November 11, 1869

Joshua W. Ross,
January 25, 1872,
November 21, 1873
Jacob Fonke, Jr.,
December 1, 1877,
December 1, 1882
James I. Stillman,
December 6, 1886
John H. Webb,
February 10, 1888,
November 26, 1890
George T. Turner,
November 27, 1894,
November 28, 1898

Roster of County Officers

County Judges (cont.)

Beverly W. Henry,	Jerome G. Wills,
November 19, 1902	February 4, 1916
John H. Webb,	C. R. Torrence,
November 21, 1906,	December 1, 1918,
November 29, 1910	November 16, 1922,
Fred C. Myers,	November 16, 1926
November 23, 1914	Dickerson Burrus,
	November 17, 1930,
	January 4, 1935

Associate Justices

(Two together with county court judge administered county business 1849 to 1860)

John T. Donaldson,	Richard Morrison,	Fredrick H. Stoddard,	William Farmer,
November 6, 1849 (elected)		November 27, 1857	
Robert McConnell,	Willis Wilborn,		
November 23, 1853 (elected)			

Circuit Court Clerks

(Prior to 1848, circuit clerk appointed by circuit judge)

James W. Berry,	Lewis E. Mitchell,
September 1848 (elected),	December 7, 1896,
November 23, 1852	November 30, 1900
William Hankins,	James G. Burnside,
November 15, 1856,	May 1, 1901
November 26, 1860,	John W. Schenker,
December 7, 1864,	August 10, 1901
November 17, 1868	Otto G. Casey,
Joseph F. James,	November 28, 1904,
November 13, 1872	December 1, 1908
Robert W. Ross,	Martin L. Staff,
December 1, 1876,	November 22, 1912
December 1, 1880	Hugh W. Sefton,
William G. Thompson,	December 1, 1916
November 22, 1884	Charles F. Cox,
Benjamin F. Williams,	November 17, 1920
December 3, 1888,	Fred G. W. Easterday,
November 25, 1892	November 22, 1924,
Carl Dieckman,	November 19, 1928,
December 20, 1895	December 13, 1932
	La Verne Deal,
	November 24, 1936

Sheriffs

(County collectors to 1839 and 1844 to 1860)

Joseph Oliver, ¹⁶	Akins Evans, ¹⁷
April 6, 1821,	August 9, 1836,
August 28, 1822,	August 20, 1838
August 18, 1824,	James Hankins,
September 1, 1826	August 8, 1840,
James Galloway,	August 25, 1842,
March 26, 1827	August 4, 1844
John Enocks,	Akins Evans,
August 18, 1828	May 6, 1846,
Claiborn B. Berry,	August 27, 1846,
August 6, 1830,	September 7, 1848
August 23, 1832,	Alexander P. H. Doyle,
August 13, 1834	November 20, 1850

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16. Also served as treasurer, 1825-27. Order Book for County Commissioners' Court, v. 4, p. 159, 164. Legislation in 1825 made the sheriff county treasurer. L.1825, p. 178.
17. Recorded as Aikens Evans June 6, 1839. County Commissioners' Record, v. C, p. 16.

Roster of County Officers

Sheriffs (cont.)

Akins Evans,
November 23, 1852
Alexander P. H. Doyle,
November 13, 1854
Akins Evans,
November 15, 1856
John T. Donaldson,
November 9, 1858
John Shirley,
November 26, 1860
James H. Fulton,
November 22, 1862
John T. Donaldson,
December 7, 1864
Samuel E. Bailey,
November 20, 1866
Aucher Heiz,
November 17, 1868
James H. Fulton,
November 30, 1870
Henry Sefton,
December 13, 1872
Jesse D. Jennings,
November 19, 1874
Benjamin F. Walker,
November 21, 1876
Andrew J. Taylor,
February 5, 1877
John P. Pealer,
December 2, 1878
Jesse Mays,
December 1, 1880

John Cox,
December 1, 1882
Leroy Washburn,
December 6, 1886
George D. Steinhauer,
November 26, 1890
Haroldson L. Hunt,
November 19, 1894
Charles H. McDonald,
November 30, 1898
David M. Whitten,
November 19, 1902
James W. Eakin,
November 23, 1906
Levi J. Browning,
November 29, 1910
Harry Mabry,
November 23, 1914
Levi J. Browning,
November 20, 1918
William Green,
November 20, 1922
Charles H. Green,
November 30, 1926
William Green,
December 2, 1930
Fred Morrison,
January 4, 1935
Sadie B. Morrison,
August 3, 1938

Coroners

Daniel Bathrick,
April 6, 1821
John Foley,
September 3, 1822
Henry Inmond,
August 18, 1824
Joseph Chaffin,
April 12, 1825
John Delaplain,
May 21, 1825 (elected)
John Foley,
January 10, 1826
Henry Walker,
September 6, 1826
Amos Sweet,
March 28, 1827
Henry Walker,
August 18, 1828
Enoch Sanford,
August 6, 1830
William Hodge,
August 23, 1832
James M. Morse,
August 13, 1834
Enoch Sanford,
August 9, 1836
Thomas R. Gatewood,
August 23, 1838
Manning Gore,
August 8, 1840,
August 6, 1842,
August 15, 1844
Joseph C. Sawyer,
August 27, 1846

William D. Brown,
March 8, 1848
Enoch Sanford,
August 23, 1848
November 20, 1850
Henry G. Habich,
November 23, 1852
George Wilden,
November 8, 1853 (elected),
November 13, 1854,
November 15, 1856
Austin DeMorey,
April 28, 1857
Stephen Sproull,
November 9, 1858,
November 26, 1860
Nicholas Fitzgerald,
November 22, 1862
John Kelly,
November 18, 1864 (elected)
Stephen Sproull,
November 17, 1865
Nicholas Fitzgerald,
November 20, 1866
Ress Elam,
November 3, 1868 (elected)
Ephraim Clark,
February 18, 1869 (elected)
Robert Mitchell,
November 19, 1869,
December 5, 1870,
November 29, 1872
Robert W. Ross,
November 27, 1874

Roster of County Officers

Coroners (cont.)

William O'Neal, November 21, 1876, December 2, 1878	A. C. Lowery, November 23, 1904, November 24, 1908
Edward Fitzgerald, December 1, 1880	J. E. Stubblefield, November 22, 1912
William O'Neal, December 1, 1882, December 1, 1884	Charles W. Shutt, December 1, 1916
Henry D. Smith, December 6, 1886	W. E. Dycus, November 17, 1920, November 20, 1924, November 19, 1928
Fredrick A. Gaige, December 3, 1888	Henry J. Heckethorn, February 6, 1931, December 13, 1932
John F. Stubblefield, November 25, 1892	Ross Carson, November 28, 1936
John Cox, November 12, 1896	
Thomas J. Inman, November 30, 1900	

State's Attorneys

(Appointed by the Governor to 1835; elected by General Assembly 1835 to 1849; 1849 to 1872, elected by circuit district electorate)

John F. Douglas, November 29, 1872	William P. Welker, November 30, 1904, December 1, 1908
Edwin M. Ashcraft, July 8, 1873	James G. Burnside, November 22, 1912
Ferris Forman, November 21, 1876	William P. Welker, December 1, 1916, November 17, 1920, November 17, 1924
William M. Farmer, December 1, 1880	Will M. Albert, November 13, 1928
James M. Albert, November 22, 1884, December 3, 1888, November 25, 1892	Wm. Floyd Sonneman, December 13, 1932, November 14, 1936
E. B. Spurgeon, December 7, 1896, November 30, 1900	

Treasurers

(Treasurer and assessor to 1825, 1827 to 1839, and 1844 to 1860; county collector 1860 to date)

Joseph Hinds, ¹⁸ August 3, 1840 (elected)	Rayford Carroll, August 2, 1847 (elected)
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18. First state record of election of treasurer; names of treasurers from 1821 to 1840 and 1842 to 1847 abstracted from county records (county board records missing 1832 to 1839). Jas. Galloway appointed treasurer April 16, 1821, Order Book for County Commissioners' Court, v. A, p. 4. Matthew R. Branch appointed treasurer March 5, 1823. Ibid., v. A, p. 79. Patrick Markey appointed treasurer April 16, 1823, in place of Branch, deceased. Ibid., v. A, p. 95. John Enoch appointed treasurer June 4, 1827. Ibid., v. A, p. 212. Zela F. Watwood appointed treasurer September 1, 1828, in place of Enoch, resigned. Ibid., v. A, p. 240. Joseph Hinds appointed treasurer March 7, 1832. Ibid., v. A, p. 358. Records missing until 1839. Milton Flack filed certificate of election as treasurer September 3, 1839. County Commissioners' Record, v. C, p. 26. A. P. H. Doyle mentioned as late treasurer March 3, 1840. Ibid., v. C, p. 45. Thomas C. Kirkman appointed treasurer March 3, 1840. Ibid., v. C, p. 57. John S. Roberts appointed treasurer pro tem March 10, 1842, in place of Hinds, resigned. Ibid., v. C, p. 220. James Black appointed treasurer pro tem June 7, 1842 in place of Roberts, who refused to qualify. Ibid., v. C, p. 245, 246. Harmann Rathmann filed bond as treasurer September 5, 1842. Ibid., v. C, p. 248. Thomas S. Thompson filed bond as treasurer September 4, 1843. Ibid., v. C, p. 320, 321; apparently served continuously until his successor was elected August 2, 1847.

Roster of County Officers

Treasurers (cont.)

Wilson Campbell,	Iverson M. Little,
November 6, 1849 (elected),	December 6, 1886
November 4, 1851 "	John Goch,
James F. Han,	September 15, 1890
November 8, 1853 (elected),	George F. Snerley,
November 6, 1854 "	December 3, 1890
Emanuel Ireland,	A. J. Buchanan,
November 27, 1857,	November 6, 1894 (elected)
November 16, 1859,	William P. Smyth,
November 5, 1861 (elected),	December 10, 1898
November 3, 1863 "	George F. Snerley,
January 4, 1864	December 9, 1902
George W. Bolt,	Henry W. Bahde,
November 17, 1865,	December 10, 1906
November 5, 1867 (elected),	Charles E. Yakel,
November 2, 1869 "	November 29, 1910
Robert J. McFarland,	H. M. Casey,
March 4, 1872	November 23, 1914
Joshua Arnold,	Wm. Harrison Gray,
December 1, 1873	November 20, 1918
Halloway S. Prater,	Mark Pummill,
January 1, 1876	December 2, 1922
Charles C. Wagner,	Elga L. Greider,
December 1, 1877	December 4, 1926
Nathan Garland,	Glen P. Curry,
December 1, 1879,	February 6, 1931
December 1, 1882	Coral K. Brooks,
	January 4, 1935

Superintendents of Schools
(School commissioners¹⁹ to 1865)

David M. Weir,	Jesse Mays,
August 7, 1843 (elected)	March 10, 1884
Demsey Yarbrough,	Thomas W. Hart,
August 2, 1847 (elected),	November 25, 1884,
November 6, 1849 "	December 6, 1886,
November 4, 1851 "	November 26, 1890
November 8, 1853 "	Charles L. Fogler,
Joshua W. Rop,	November 28, 1894
November 6, 1854 (elected)	C. F. Easterday,
Salmon Washburn,	November 23, 1898,
November 27, 1857	November 25, 1902,
George H. Dieckman,	November 23, 1906
November 16, 1859,	Frank E. Crawford,
November 5, 1861 (elected)	November 29, 1910,
Beverly W. Henry,	December 4, 1914,
January 4, 1864	July 15, 1919,
Thomas K. Jenkins,	July 30, 1923
November 17, 1865	S. B. Vance,
Biba S. Swan,	July 25, 1927,
March 9, 1869	December 2, 1930
David C. Mays,	G. Kenneth Greer,
November 22, 1869	August 30, 1935
Benjamin F. Shipley,	
November 21, 1873,	
December 1, 1877,	
December 1, 1882	

19. "Nathaniel Sanborne appointed commissioner and agent for the county school lands," March 9, 1831. Order Book for County Commissioners' Court, v. A, p. 326. Wm. C. Greenup first recorded as school commissioner June 6, 1839. County Commissioners' Record, v. C, p. 16. John P. Rigdon filed bond as school commissioner September 22, 1841. Ibid., v. C, p. 196, 197.

Housing, Care, and Accessibility of the Records

Surveyors
(Beginning September 1936, surveyor appointed by county board of supervisors)

James Galloway,
February 13, 1821
Thomas C. Kirkman,²⁰
August 16, 1831,
December 21, 1832,
August 13, 1834
Silas Smith,
September 11, 1839
William C. Greenup,
August 14, 1843,
August 20, 1847
James Carson,
December 26, 1849,
November 13, 1851,
November 29, 1853
John Carson,
November 23, 1855
James R. Oliver,
November 27, 1857
John Carson,
November 16, 1859
Calvin S. Games,
November 30, 1861
George H. Owens,
January 4, 1864
John Carson,
November 17, 1865
John M. Bradford,
November 5, 1867

Alexander H. Wing,
November 15, 1869,
December 12, 1871,
November 30, 1875
George H. Owen,
December 1, 1879
H. Helfel,
November 25, 1884
Alex H. Wing,
December 3, 1888,
November 25, 1892,
November 7, 1896
Cortez Holman,
December 14, 1900
W. W. Holliday,
November 23, 1904
J. R. Oliver,
November 3, 1908 (elected)
November 5, 1912 "
Charles W. Reed,
November 7, 1916 (elected)
Elden Bolds,
November 2, 1920 (elected)
J. V. Waddell,
November 4, 1924 (elected)
J. K. Bolds,
November 6, 1928 (elected),
November 8, 1932 "

3. HOUSING, CARE, AND ACCESSIBILITY OF THE RECORDS

Fayette is unique among the counties of Illinois in that it has never had a building originally constructed as a courthouse though, paradoxically, its people have furnished two capitols to the state, the last one of which was destined to house the county government for almost a century.

The schoolroom in Vandalia is the earliest known place in which county officials carried on their business.¹ Though on February 17, 1823, a legislative grant to the county of eight lots in Vandalia for the erection of public buildings was approved² and some of the lots were sold the same year,³ no plans for building a courthouse were ever made. One of the lots was returned by the purchaser, John Baugh, on June 3, 1823, and the house standing on it was converted to public use.⁴ Whether it served as a courthouse is doubtful for records a year later show John Patton's house was used by the circuit court.⁵ Furthermore, it is established that by June, 1829, the county commissioners' court was meeting in the "State House,"⁶ the office of the county clerk,⁷ and in quarters rented from Patton and Berry.⁸ Nothing definite of the last two can be ascertained. The history of the state house in question is, however, interesting. When Vandalia succeeded Kaskaskia as the capital of the state in 1820, a small two-storied wooden building, located at the

20. Thomas C. Kirkman appointed surveyor in place of Galloway, June 6, 1831. Order Book for County Commissioners' Court, v. A, p. 330.

1. See Historical Sketch, . . .
2. L.1823, p. 154.
3. Order Book for County Commissioners' Court, v. A, p. 83.
4. Ibid., v. A, p. 91.
5. Ibid., v. A, p. 129.
6. Ibid., v. A, p. 257,261,275,304.
7. Ibid., v. A, p. 249,268,344.
8. Ibid., v. A, p. 190,203.

Housing, Care, and Accessibility of the Records

corner of Fifth and Johnson Streets, was constructed in time for the legislative session of December 4, 1820 to convene in it. This "capitol" was too small to house the numerous offices of the state and provisions were made for them in the State Bank Building. This latter building burned in January, 1823, and twelve months later, on December 9, the state house itself burned down. Before any legal action could be taken, the legislature not being in session at the time, the citizens of Vandalia in the summer of 1824 provided new quarters - the remodeled and repaired State Bank Building. This was a two-story brick structure bisected by a wide hallway. It was in this building that the Fayette county commissioners' court met occasionally. Inadequate, as it increasingly became apparent, this "provisional" state house became an additional argument for the removal of the capital to a more centrally located spot in the state.⁹ Margaret C. Norton, Superintendent of the Archives Division of the State Library, who made a careful study of the history of the third Vandalia state house, says: "Parallel with the demand for a new State House ran the discussion as to where the state capital should be located subsequent to 1840. . . . There was much popular sentiment in favor of moving the capital northward, nearer to the center of the state. . . . The citizens of Vandalia resolved to provide a new State House in the hope of holding the capital, and in the summer of 1836, again without legislative authority, proceeded to erect a State House, this time on the public square, tearing down the old building and using the material, so far as available towards the new building.

"The General Assembly was informed that the building cost \$16,378.22 $\frac{1}{2}$ exclusive of furniture, of which the Governor paid \$5,550 from the contingent fund, \$450 was contributed by individual subscription, and \$418.90 $\frac{1}{2}$ was received from the sale of materials in the old building. Governor Joseph Duncan urged that the contractors be reimbursed. A joint committee was appointed to investigate the matter and . . . the new building finally was accepted and \$10,268.82 paid 'in full' early in 1837."¹⁰ Shortly afterward, the General Assembly selected Springfield as the new state capital,¹¹ though the legislature continued to convene in Vandalia until 1839.

In February, 1839, the state conveyed the Vandalia state house jointly to Fayette County and to the city of Vandalia: the west half to be used as a courthouse, and the east half for educational purposes, preferably for a seminary should one be organized. Thus Fayette finally acquired a courthouse.

During the next few years, the county expended in excess of \$750 for repairs on this building.¹² On March 9, 1851, rooms were fitted up for the county court and the county clerk's office.¹³ Three months later, on June 13, the rooms in the courthouse were ordered rearranged,¹⁴ which was eventually done at a cost of \$97.30.¹⁵ In 1856, the trustees of the seminary¹⁶ offered to convey their part of the old state house, the east half, to the county for \$3,150, which the county promptly accepted, with the provision that the delivery be made on or before November 1, 1856.¹⁷ This conveyance was legalized by the General Assembly February 15, 1857.

Extensive repairs were made in 1857,¹⁸ and the building considerably remodeled up to 1862 when a total of \$15,043¹⁹ was expended. During the alterations the county clerk's office was situated in quarters rented from

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9. Illinois Blue Book 1935-1936 (by authority of the state), p. 449.
 10. Margaret C. Norton, as quoted in Illinois Blue Book 1935-1936, op. cit., p. 449; L.1837, p. 323.
 11. See Historical Sketch, p. 4.
 12. County Commissioners' Record, v. C, p. 110,111,120,121,260,343; ibid., v. D, p. 97,99.
 13. County Court Record, v. A, p. 32.
 14. Ibid., v. A, p. 131.
 15. Ibid., v. A, p. 137,138.
 16. Fayette Seminary was incorporated in 1851 but never organized (Illinois Blue Book, op. cit., p. 450).
 17. County Court Record, v. B, p. 452,453.
 18. Ibid., v. B, p. 2.
 19. Ibid., v. B, p. 232,308,549.

Housing, Care, and Accessibility of the Records

Sarah Johnson²⁰ at \$24 per quarter, and the circuit clerk's office was located in a room rented from C. Sonneman at \$30 a quarter.²¹

Since its remodeling the building stands two stories high, 50 feet by 100 feet, with a cupola rising above the roof. It is constructed of brick, wood, iron, and stone, and its porticos in front and rear give it a graceful appearance reminiscent of southern provincial architecture.

In 1919 the state purchased the building and square for \$60,000, intending its preservation as an historical building. Fayette County, however, continued to use it as a courthouse at a yearly rental of \$3,000. In 1922, the desire for a courthouse building that would be owned by the county itself crystallized in a plan which eventually was realized. On October 10 of that year, the county ordered the purchase of block 39 in the original town of Vandalia, better known as Remann Hill, for \$22,500 as a site for the new courthouse. The properties included in the purchase were those of F. T. Houston, the old Remann home, J. G. Wills, the old Joseph Gordon home, Waverly Houston, and Charles Henninger. Until actual use of the properties should be made, they were ordered let out for rental.²² For a short time, the old Remann home was used by the county indigent when the county home was destroyed by fire on October 29, 1932.²³ The Remann home was built about 1859 by Col. Frederick Remann, veteran of the Black Hawk War and prominent Vandalia merchant.

The refusal of the state to reduce the annual rental of \$3,000 on the old state house, finally forced Fayette County to hasten the acquisition of its own courthouse building, and on May 20, 1932, the board of supervisors approved the remodeling of the old Remann property, engaging Charles Harris and Rodney E. Spangler, Decatur architects, to submit plans and estimates.²⁴ On July 28, contracts were let and the work of remodeling begun, the total cost being \$22,402.²⁵ The remodeling consisted of an addition on the north side of the building, complete modernization of the interior, and the inclusion of fireproof vaults. On February 11, 1933 the county offices were removed from the Old Capitol to the new courthouse.²⁶

The present courthouse is a large brick structure 55 feet wide and 70 feet long, two stories high, with a large bay at its southern end. Its severe lines, broken by irregular walls, the low-ridged, multiple roofs, the wide, open porch, and the double bank of stairs that leads down from the eminence upon which the building stands, all suggest in appearance a mansion. It stands alone on a block of land between Gallitan and West Johnson Streets, and South Seventh and South Eighth Streets.

The first floor contains the treasurer's and county clerk's, circuit clerk's, sheriff's and judge's offices and the vaults of the county and circuit clerks. The second floor has the old age assistance office, the supervisors' room, the court room, and the offices of the superintendent of schools and the state's attorney. Flanking the north end of the courtroom are the law library and counsel room. The basement contains the office of the superintendent of highways, a janitor's storeroom, a boiler room, an office and a drafting room at present used by the WPA, two small storerooms, and the vaults of the county clerk and the circuit clerk. (For detailed floor plans of courthouse, see pages 35-37).

All walls and ceilings throughout the courthouse are of plaster, except the janitor's storeroom in the basement. Most floors are of concrete except

20. County Court Record, v. B, p. 48,80,109.

21. Ibid., v. B, p. 232,308,549.

22. "Remann Hill Site of New Court House," Vandalia (Ill.). The Vandalia Union, October 12, 1922.

23. "All Inmates Rescued Uninjured When Flames Swept Building Tuesday," op. cit., March 31, 1932.

24. "Supervisors Voted for Remodeled Court House and New County Farm Home at Meeting Friday Afternoon," op. cit., May 26, 1932.

25. "Contracts Let for County Buildings," op. cit., August 4, 1932.

26. "County Offices Transferred to New Court House," op. cit., February 16, 1933.

Housing, Care, and Accessibility of the Records

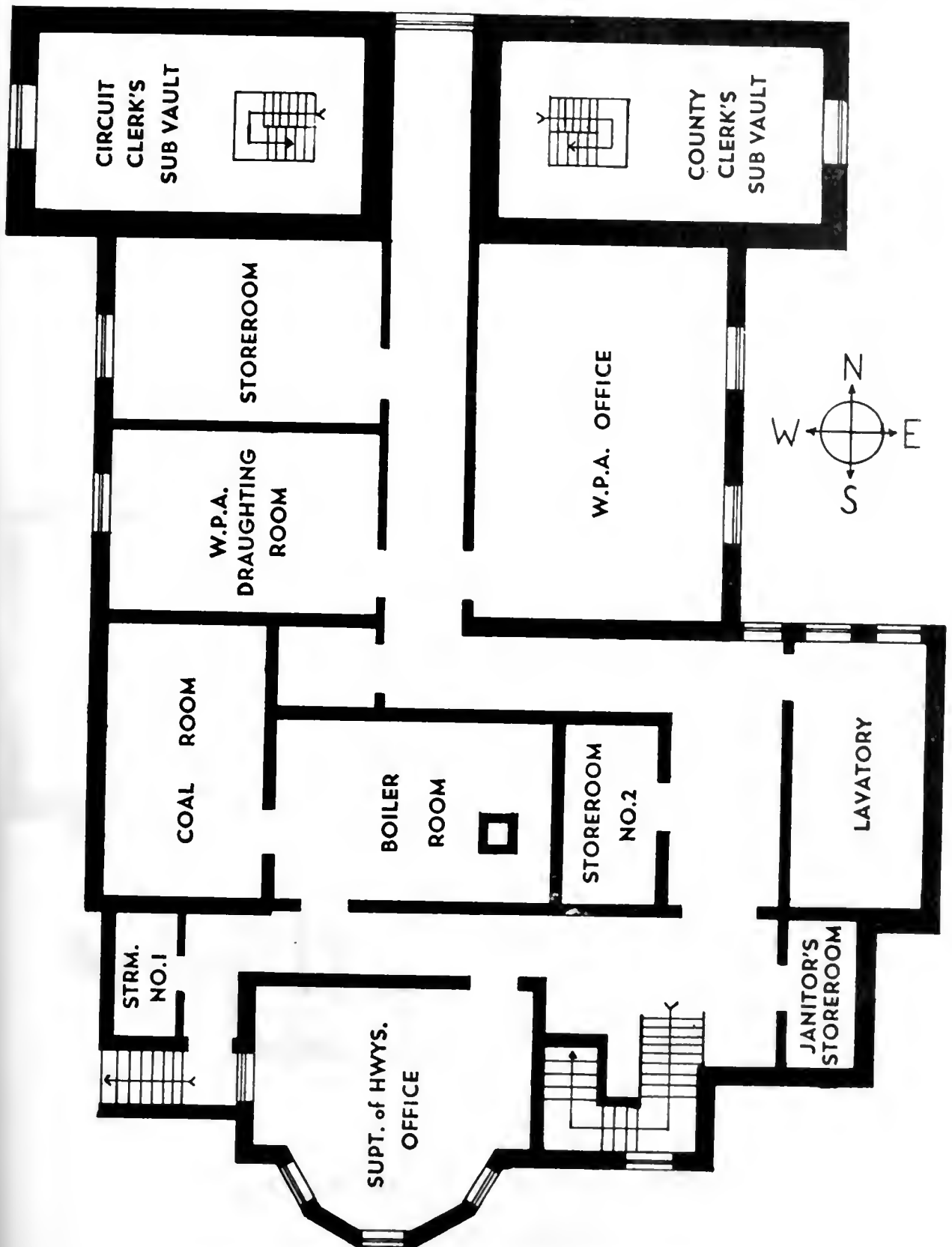
that in the office of the county clerk which is terazzo, and the offices of the sheriff, treasurer, and county judge which are of wood, covered with lineoleum, and the office of the superintendent of schools which is hardwood. Accommodations for consultants of records are excellent throughout, but none are provided in the janitor's storeroom. Overcrowding is manifest in most offices and vaults, additional shelving being needed in all but the offices of the county clerk, superintendent of schools, superintendent of highways, and in the basement storeroom. In the circuit clerk's subvault, records are piled on the floor. Drop cord electric lights are used throughout. Lighting is adequate in all vaults and offices except in the janitor's basement storeroom. There it is very poor. There is no dust, soot, or dampness in any of the depositories.

Besides the courthouse, records are kept in the following locations: coroner, at the Ritter estate on Rural Route 2, Vandalia; the Fayette County Farm Bureau, in its office at 212 S. Fifth Street, Vandalia; and the superintendent of the county home, at the County Home in Vandalia.

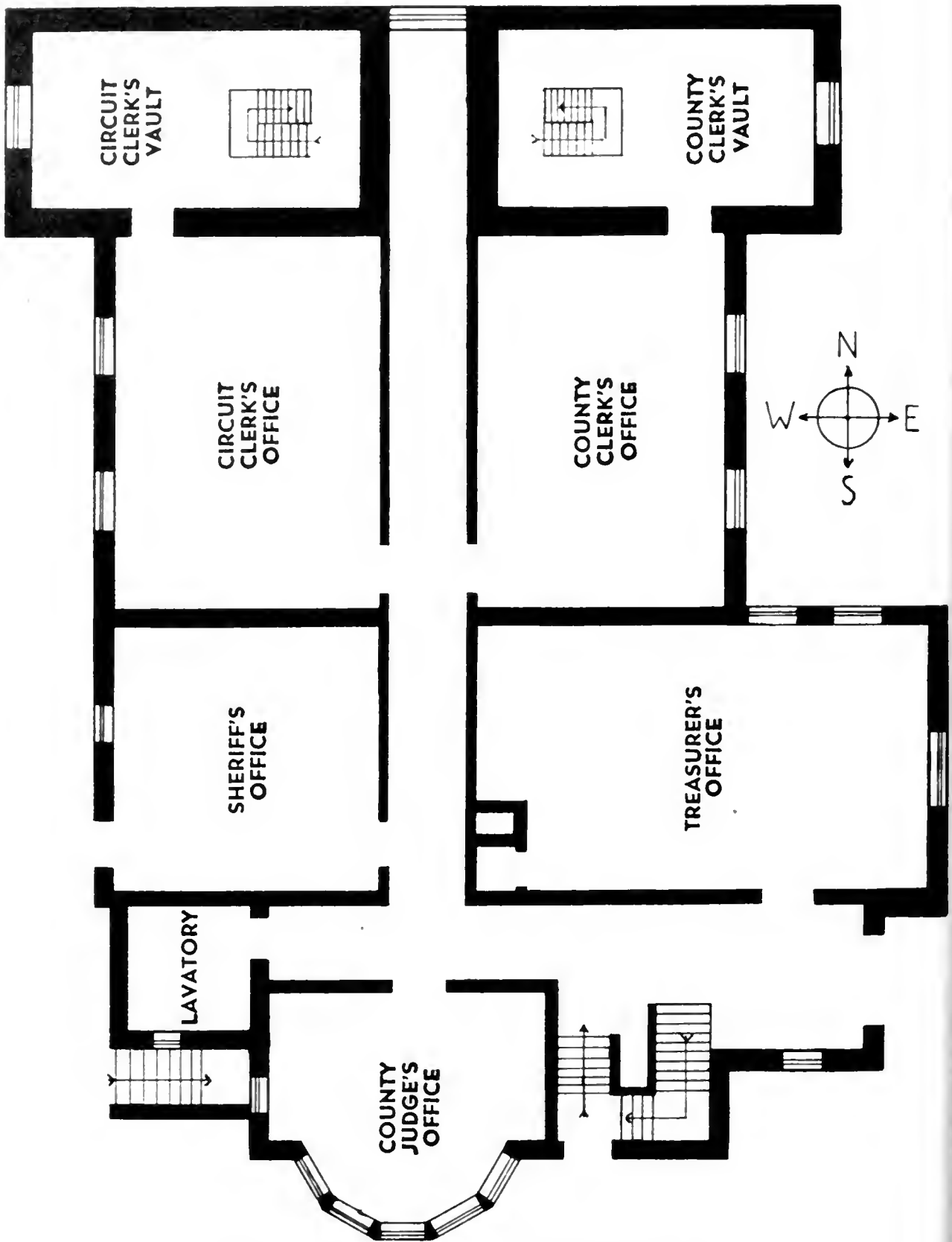
The allocation of county records, by offices, is as follows: county board, in the county clerk's vault, his subvault and the treasurer's office; county clerk, in his office, the treasurer's office, the storeroom, and the janitor's storeroom; county court, in the county clerk's office, the county clerk's vault, the county clerk's subvault, the county judge's office, and in the storeroom; probate court, in the county clerk's vault, his subvault, and in the county judge's office; circuit court, in the circuit clerk's vault, his subvault, and the storeroom; sheriff, in his office and in the storeroom; coroner, in his office at the Ritter Estate and in the county clerk's subvault; state's attorney, keeps no records; supervisor of assessment, in the county clerk's vault and subvault; board of review, in the county clerk's vault and subvault; county collector, in the county clerk's subvault and in the treasurer's office; county treasurer, in his own office and in the county clerk's subvault; superintendent of schools, in his office and in the storeroom; superintendent of highways, in his own office; surveyor, in the circuit clerk's vault; drainage commission, in the county clerk's vault; county home, in the county home; old age assistance, in the old age assistance office; and the Fayette County Farm Bureau, in its office at 212 S. Fifth Street, Vandalia.

(For detailed information on the individual depositories, with a description of facilities for the housing of records, as well as percent of records stored therein, see charts on pages 38, 39).

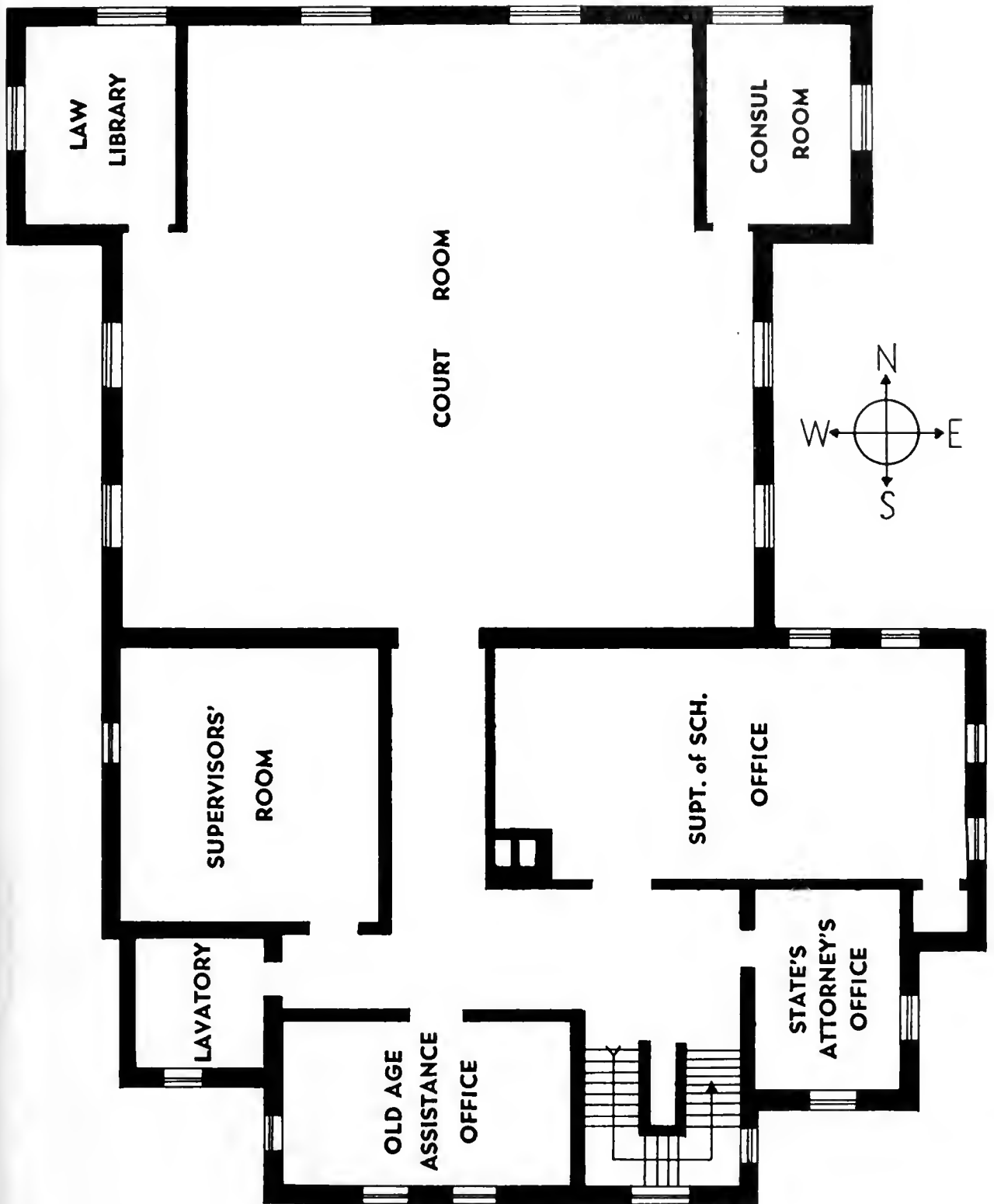
To summarize, it is sufficient to note that provisions for careful housing and maintenance of records, with a view toward their best preservation, have been carried out. No important gaps appear. Binding and repair of record volumes are under direct supervision of the county board. Indexing and filing of records follow systems adopted and employed by other counties.



FAYETTE COUNTY COURT HOUSE
BASEMENT



FAYETTE COUNTY COURT HOUSE
FIRST FLOOR



FAYETTE COUNTY COURT HOUSE
SECOND FLOOR

CHARTS SHOWING HOUSING FACILITIES AND PERCENTAGES OF RECORDS
 FAYETTE COUNTY COURTHOUSE, 200 Block S. 7th Street, Vandalia

Depository	Floor Location	Dimensions	Shelving		Number of Containers	Percent of Records	
			Type	Feet		Own	Others
County Clerk's Office	1st, E.	13x17x24	Wood	71	- - - -	$\frac{1}{2}$	County Court 1.
County Clerk's Vault	1st, N.E.	13x12x21	Steel	75.9	564 f.b.	5	Co.Bd. 64; Co.Ct. 60; Pro.Ct. 85; Sup.Assmts. 95; Board of Review 65; Drainage Commission 100.
County Clerk's Subvault	Bsmt.N.E.	8x12x21	Wood	255	2 f.b.	70	Co.Bd. 35; Co.Ct. 25; Pro.Ct. 11; Sup.Assmts. 5; Bd.of Review 35; Coll. 60; Treas. 45; Cor. 25.
County Judge's Office	1st, S.	11x15x15	Wood	4	- - - -	- - -	County Court 5; Probate Court 3.
Circuit Clerk's Vault	1st, N.W.	13x12x21	Steel	1121	449 f.b.	- - -	Recorder 92; Circuit Court 77; Surveyor 100.
Circuit Clerk's Subvault	Bsmt.N.W.	8x12x21	- - -	- -	- - - -	- - -	Recorder 7 $\frac{1}{2}$; Circuit Court 6.
Treasurer's Office	1st, E.	11x18x29	Wood	73	18 f.b.	55	Collector 40; County Board $\frac{1}{2}$; County Clerk $\frac{1}{2}$.
Sheriff's Office	1st, W.	11x18x18	Wood	81	15 f.b.	70	
Superintendent of Schools Office	2nd, E.	10x15x29	Wood	126	5 f.b.	99	
Superintendent of Hwys. Office	Bsmt. S.	7x11x18	Wood	10	1 f.b.	100	

Depository	Floor Location	Dimensions	Shelving		Number of Containers	Percent of Records	
			Type	Feet		Own	Others
Old Age Assistance Office	2nd, S.	10x11x18	Wood	30	12 f.b.	100	
Storeroom	Bsmt. W.	9x12x17	Wood	45	- - - -	- - -	Co.Clk. 23; Rec. $\frac{1}{2}$; Co.Ct. 1; Cir. Ct. 16; Sh. 30; Supt.of Sch. 1.
Janitor's Strm.	Bsmt. S.E.	7x5x10	Wood	16	59 f.b.	- - -	County Clerk $\frac{1}{2}$.

RITTER ESTATE, Rural Route 2, Vandalia

Depository	Floor Location	Dimensions	Shelving		Number of Containers	Percent of Records	
			Type	Feet		Own	Others
Coroner	1st E.	9x14x17	- -	- - -	1 f.b.	75	

FAYETTE COUNTY FARM BUREAU, 212 S. 5th Street, Vandalia

Depository	Floor Location	Dimensions	Shelving		Number of Containers	Percent of Records	
			Type	Feet		Own	Others
Office of County Farm Bureau	1st	15x15x80	Wood	20	8 f.b.	100	

COUNTY HOME, Vandalia

Depository	Floor Location	Dimensions	Shelving		Number of Containers	Percent of Records	
			Type	Feet		Own	Others
Superintendent of County Home	1st	40x45x120	- -	- - -	- - - - -	100	

4. ABBREVIATIONS, SYMBOLS, AND EXPLANATORY NOTES

alph.	alphabetical(ly)
app.	appendix
arr.	arranged (arrangement)
Art.	Article
assr.	assessor
atty.	attorney
aud.	auditor
bd.	board
bdl.	bundle(s)
bldg.	building
bsmt.	basement
cf.	confer (compare)
ch.	chapter(s)
chron.	chronological(ly)
cir.	circuit
clk.	clerk
co.	county
coll.	collector
cont.	continued
cor.	coroner
ct.	court
dept.	department
f.b.	file box(es)
f.d.	file drawer(s)
fl.	floor
fm.	form
ft.	feet
hdgs.	headings
hdw.	handwritten
hwys.	highways
ibid.	ibidem (in the same place)
i.e.	id est (that is)
Ill.	Illinois Reports (Supreme Court)
Ill. App.	Illinois Appellate Court (Reports)
Ill.S.A.	Illinois Statutes Annotated
in.	inch(es)
L.	Laws (of Illinois)
mi.	mile(s)
no.(s)	number(s)
N.W.	Northwestern Reporter
off.	office
op. cit.	opere citato (in the work cited)
p.	page(s)
pr.	printed
pro.	probate
rec.	recorder
R.L.	Revised Laws (of Illinois)
rm.	room
R.S.	Revised Statutes (of Illinois)
sch.	school(s)
sec.	section(s)
sep.	separate
Sess.	Session
sh.	sheriff
Sp.	Special
strm.	storeroom
supt.	superintendent
surv.	surveyor
treas.	treasurer
twp.(s)	township(s)
U.S.R.S.	United States Revised Statutes
U.S.S.	United States Statutes
v.	volume(s)
vet.	veterinarian
vlt.	vault
--	current

County Board

1. Despite inaccuracies in spelling and punctuation, titles of records are shown in the inventory proper exactly as on volumes and file boxes. The current or most recent title is used as the title of the entry.
2. Explanatory additions to inadequate titles and corrections of erroneous titles are enclosed in parentheses and have initial capitals.
3. In the absence of titles, supplied titles are capitalized and enclosed in parentheses.
4. In the title set-up, letters or numbers in parentheses indicate the exact labeling on volumes or file boxes. If the volumes or file boxes are unlabeled, no labeling is indicated.
5. Title line cross references are used to complete series for records kept separately for a period of time, and in other records for different periods of time, as in entry 3, "1880-98 in (Miscellaneous Files), entry 102." They are also used in all artificial entries - records which must be shown separately under their own proper office or section heading even though they are kept in files or records appearing elsewhere in the inventory, as in entry 12, "In (Miscellaneous Files), entry 102." In both instances, the description of the master entry shows the title and entry number of the record from which the cross reference is made, as in entry 102, "Also contains (County Home Plans), 1932, entry 12." Dates shown in the description of the master entry are only for the part or parts of the record contained therein, and are shown only when they vary from those of the master entry.
6. Separate third paragraph cross references from entry to entry, and "see also" references under subject headings, are used to show prior, subsequent, or related records which are not part of the same series.
7. Where no explanation of the beginning or for the discontinuance of a record is given, and where no cross reference appears, the information explaining such beginning or discontinuance could not be ascertained.
8. Records may be assumed to be in good condition unless otherwise indicated.
9. On maps and plat records, the names of author, engraver, and publisher, and information on scale have been omitted only when these data were not ascertainable.
10. Unless otherwise specified, all records are located in the county courthouse.

I. COUNTY BOARD

In Illinois, the county board is that body which exercises the corporate or politic power of the county.¹ In Fayette County since 1821² three bodies have successively acted as a county board: the county commissioners' court, the county court, and the board of supervisors.

The Constitution of 1818 provided that there should be elected in each county, for the purpose of transacting all county business, three commissioners whose term of service, powers, and duties should be regulated and defined by law.³ The first General Assembly denominated the commissioners a court of record, styled the county commissioners' court.⁴ Four annual sessions were required to be held for six days each, unless the business should be completed sooner; additionally, any one of the commissioners had power, upon giving five days notice to the remaining commissioners and the clerk of the court, to call a special court which had the same authority as at a regular session.⁵ The first commissioners were elected for an irregular term;⁶ subsequently, it was provided that they should be elected at each biennial

1. R.L.1827, p. 107; R.S.1845, p. 130; R.S.1874, p. 306.

2. Fayette County was created in 1821. L.1821, p. 164.

3. Constitution of 1818, Schedule, sec. 4.

4. L.1819, p. 175.

5. Ibid., p. 175,176.

6. Ibid., p. 100. The commissioners were to continue in office from the election held on the fourth Monday in April, 1819, until the first Wednesday in August, 1820, and until their successors were elected and qualified. Not until 1821 was provision made for the election of such successors (L.1821, p. 80). In Fayette County, the first commissioners held office from April, 1821, to August, 1822, the first occurrence of a regular biennial election.

general election.⁷ In 1837, the term was lengthened to three years and staggered, with one new commissioner elected annually.⁸ Thereafter, the commissioner who was longest in office was to be recognized as the presiding officer of the court.⁹ Compensation, originally set at the sum of \$2.50 for each day's attendance in holding court,¹⁰ later was reduced to \$1.50.¹¹ In 1821 provision was made for the removal of commissioners for malfeasance or nonfeasance of duties, with proceedings as in criminal cases;¹² when the first criminal code was enacted in 1827, the penalty was modified to a fine of not more than \$200, with removal from office only upon recommendation of the jury.¹³ Vacancies resulting from any cause were filled by special election upon order of the clerk of the court to the district judges of election.¹⁴

In 1848 when the State of Illinois adopted a new constitution, the county commissioners' court was discontinued. In its place, the constitution provided for an administrative body to be composed of an elected officer, the county judge, and such number of justices of the peace as should be required by law.¹⁵ In the following legislative session, the General Assembly provided for the election of two justices of the peace to sit with the county judge to transact county business.¹⁶ Their term of office, like that of the county judge, was set at four years.¹⁷ This body, styled the county court, was required to hold four sessions annually and when so sitting, had all power, jurisdiction, and authority formerly conferred upon the county commissioners' court.¹⁸ The compensation of the county judge was originally set at \$2.50 for every day of holding court.¹⁹ In 1855 the amount was increased to \$3.00.²⁰

The new constitution also directed the General Assembly to provide, by general law, for a township organization under which any county might organize whenever a majority of the voters in the county should so determine.²¹ By provision of the subsequent enabling acts,²² a board of supervisors, whose members were to be elected, one in each township annually,²³ was created to transact all county business in counties adopting township organization.²⁴ The board of supervisors was to meet for one regular session a year with the provision that special meetings might be held when convenient.²⁵ The board members were compensated at the rate of \$1.50 a day,²⁶ and a fine was provided in the sum of \$250, for refusal to perform,

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7. L.1821, p. 80.
 8. R.L.1837, p. 103,104. In 1838, to initiate the new procedure, three commissioners were elected; by lot, they held office respectively for one, two, and three years.
 9. Ibid., p. 104.
 10. L.1819, p. 176.
 11. R.L.1827, p. 205.
 12. L.1821, p. 20-22. Conviction further carried disqualification from holding office for one year.
 13. R.L.1827, p. 145.
 14. R.L.1837, p. 104. No election was required to be held if the term of the commissioner vacating office would have expired within six months from the date of vacancy.
 15. Constitution of 1848, Art. V, sec. 16,17,19.
 16. L.1849, p. 65,66.
 17. Constitution of 1848, Art. V, sec. 17; L.1849, p. 62,65,66.
 18. L.1849, p. 65.
 19. Ibid., p. 63.
 20. L.1855, p. 181.
 21. Constitution of 1848, Art. VII, sec. 6.
 22. L.1849, p. 190-224; L.1851, p. 35-78. The later law repealed and was a complete substitute for the earlier, but so far as their effect on the sphere of county government is concerned, there was almost no difference between the two.
 23. L.1849, p. 192; L.1851, p. 38.
 24. L.1849, p. 202-4; L.1851, p. 50-52.
 25. L.1849, p. 202; L.1851, p. 51. In 1861 it was provided that special meetings could be called on request of one-third of the members of the board (L.1861, p. 236). Since 1899 two regular meetings have been required to be held by the board (L.1899, p. 363).
 26. L.1849, p. 203; L.1851, p. 52. In 1861, compensation was increased to \$2.00 a day (L.1861, p. 238).

or neglect of, duties.²⁷

For ten years Fayette County was governed by a county court, not electing township organization until 1859. Eleven years later, in 1870, Illinois adopted a new constitution which made provision for the continuance of township organization in counties so electing;²⁸ the county court as an administrative body, however, was discontinued in favor of a board of three commissioners.²⁹ By subsequent legislation the new board was granted all powers, jurisdiction, and authority formerly vested in the county court when acting in its administrative capacity.³⁰ Fayette County, having retained township organization, was not affected by this change.

Since 1874, population has been recognized as a factor in local representation on the board of supervisors. In that year, each town or city, in addition to its regular supervisor, became entitled to one assistant supervisor if it had four thousand or more inhabitants, two if sixty-five hundred and one more for every additional twenty-five hundred.³¹ The Fayette County board at present is composed of twenty-one members. The assistant supervisors, whose terms run concurrently with those of the regular supervisors,³² have no powers or duties as town officers, but are members of the county board and enjoy the same powers and rights as other members.³³ The term of office of supervisors, lengthened in 1889 to two years,³⁴ was further extended in 1929 to four years.³⁵ The law of 1889, and subsequent laws, provided for staggered terms so that only approximately one-half of the members of the board went out of office at the same time.³⁶ Compensation was increased from \$2.00 to \$5.00 a day in 1919,³⁷ lowered to \$4.00 in 1933,³⁸ and raised again to \$5.00 in 1937, with an allowance of five cents per mile for necessary travel.³⁹

The functions of the Illinois county board, in contrast to its legal status, have undergone little change since the beginning of statehood, the development being merely one of accretion and increasing complexity of duties within a well-defined and nearly static sphere of authority and jurisdiction. The law establishing the court of county commissioners conferred upon it jurisdiction in all matters concerning county revenue.⁴⁰ Of this basic provision, nearly all other statutory powers of the court can be considered extensions; some, enunciated in the same law, already show such a legislative viewpoint. The court was given power to regulate and impose the county tax and to grant such licenses as might also bring in a revenue; additionally, it was given authority over all public roads, canals, turnpike roads, and toll bridges.⁴¹ Other legislation by the first General Assembly gave the court power to buy and sell lots whereon to erect county buildings and to contract for their construction;⁴² later, in the case of the courthouse at least, the court was declared to have the care and custody of the property and the right to make certain disposition of it.⁴³ Care of the indigent was also made a function of the court; it was required to make appropriations, to be levied and collected in the same manner as other county revenue, for their support. As an extension of this fiscal function, it was required to appoint an over-

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- L.1849, p. 203,204. This fine was reduced in 1851 to \$200 (L.1851, p. 52). Subsequent legislation reduced it still further and added the more frequent penalty for misfeasance, disqualification for office (R.S.1874, p. 1080).
 - Constitution of 1870, Art. X, sec. 5.
 - Ibid., Art. X, sec. 6.
 - L.1873-74, p. 79,80.
 - R.S.1874, p. 1075.
 - L.1933, p. 1115.
 - R.S.1874, p. 1080; L.1925, p. 605; L.1929, p. 774; L.1931, p. 905,907; L.1933, p. 1115.
 - L.1889, p. 109; L.1917, p. 793; L.1925, p. 605.
 - L.1929, p. 774,775; L.1931, p. 905.
 - L.1889, p. 109; L.1925, p. 605; L.1929, p. 774,775; L.1931, p. 905.
 - L.1919, p. 569.
 - L.1933, p. 615.
 - L.1937, p. 601.
 - L.1819, p. 175.
 - Ibid.
 - L.1819, p. 237,238.
 - L.1843, p. 128.

County Board

seer of the poor in every township and establish a county poorhouse if necessary.⁴⁴ Fiscal control over school lands was exercised at first solely through the court's power of appointment of the trustees of school lands;⁴⁵ after the creation of the office of county school commissioner,⁴⁶ former control was effected through the medium of reports which the commissioner was required to submit to the court.⁴⁷ By the terms of another early provision, a significant precursor of many similar ones to be found in more recent years, the court also had authority to examine the full accounts of the commissioners.⁴⁸ Other aspects of government which, if farther removed from the fiscal core, come early into this jurisdictional sphere, are elections and juries. With regard to the former, the court was authorized to establish election precincts,⁴⁹ appoint judges of election,⁵⁰ and allow compensation to election officials for services and stationery.⁵¹ Its duty with regard to juries was relatively simple; it was required to select two panels each of petit and grand jurors. The former were required to be enrolled on the list of taxable inhabitants; the latter, only to be freeholders or householders.⁵²

The substitution of the county court for the county commissioners' court produced no important changes in the sphere of government; neither the second constitution nor the enabling legislation made any original pronouncements with regard to the powers or duties of the former.⁵³

The revised law on township organization, in the main, only made more inclusive and definite the powers of the board.⁵⁴ The board was given capacity to purchase and hold any land within the county for the use of its inhabitants; it was also given authority to make such contracts, and to purchase and hold such personal property as might be necessary to the exercise of its powers; moreover, it could make such orders for the disposition, regulation, or use of the corporate property as might seem to be to the interest of the inhabitants.⁵⁵ Explicit also, was the authority to audit all claims against the county, and the accounts of such officers as were not otherwise provided for by law.⁵⁶ The board was also given power to appropriate funds for the construction of roads and bridges in any part of the county whenever a majority of the whole board might deem it proper and expedient.⁵⁷

From the enabling legislation of the present constitutional period is drawn the following brief statement of the principal functions of the county board:

1. The purchase, sale, and custody of the real and personal property of the county.
2. The examination and settlement of accounts against the county.
3. The issuance of orders on the county treasury in pursuance of its fiscal administration.
4. The examination of accounts concerning the receipts and expenditures of county officers.
5. The supervision of elections and the selection of juries; the construction and maintenance of roads and bridges; the care of the indigent, infirm, and disabled.

44. L.1819, p. 127; L.1939, p. 138, 139.

45. R.L.1827, p. 366.

46. R.L.1829, p. 150.

47. L.1931, p. 175; R.S.1845, p. 500, 501.

48. L.1831, p. 175.

49. L.1821, p. 74. There was in this law and many of those following a limit to the number of precincts which could be established. See L.1825, p. 168; R.L.1827, p. 255; R.L.1829, p. 54; L.1835, p. 141. Prior to 1821 each township was declared by statute to constitute an election district (L.1819, p. 90).

50. L.1819, p. 90.

51. Ibid., p. 99.

52. Ibid., p. 255; L.1823, p. 182.

53. Constitution of 1848, Art. V, sec. 19; L.1849, p. 65.

54. The Act of Feb. 17, 1851, previously cited (L.1851, p. 35-78).

55. Ibid., p. 50.

56. Ibid., p. 51.

57. Ibid.

County Board - Proceedings
of Board

6. The appropriation of funds necessary to the effecting of its functions; the raising of such sums through taxation; and in general, the management of county funds and county business.⁵⁸

At all times the county board has had a clerk who has served it in a ministerial capacity. The law creating the county commissioners' court provided that it should have such an officer and gave it the power to appoint him.⁵⁹ This appointive power was rescinded in 1837 by an act which made the office elective.⁶⁰

When the county court supplanted the county commissioners' court, the office of clerk of the latter body ceased to exist. A new office was created by statute, that of clerk of the county court.⁶¹ When the court sat for the transaction of county business, its clerk was in effect a clerk of a county board. Legal recognition of this distinction was given in the provision that the clerk should keep his records of the court's administrative actions separate from those of its judicial actions. For this purpose, two sets of books were to be kept.⁶² The adoption of township government by Fayette County did not alter the material situation; the clerk of the county court was required to act as the ministerial officer of the board of supervisors.⁶³

In 1870 the new constitution established the office of county clerk;⁶⁴ subsequently, the General Assembly provided that the county clerk should act as clerk of the county board⁶⁵ as well as ex-officio clerk of the county court.⁶⁶ From that time to the present, the county board has been served in a ministerial capacity by this officer.

The major record kept by the clerk for the county board is the minutes of its proceedings. This heterogeneous record includes orders to issue warrants on the county treasury; the board's consideration of the action on reports of committees of its members on roads and bridges, indigent and infirm relief, schools, taxation, etc.; and its orders in regard to juries, licenses, and other matters within its jurisdiction.⁶⁷

The clerk also keeps, separately, a register of orders issued on the county treasury and lists of jury venire; files and preserves all bills of accounts acted on by the board; and has custody of reports required to be made to the board by the county treasurer, various school bodies, and a number of county officers.⁶⁸ An obligation to preserve a multiplicity of other records is clearly set forth in the general provision requiring the clerk to have the care and custody of all papers appertaining to, as well as filed in, his office.⁶⁹

Proceedings of Board

1. SUPERVISORS' PAPERS, 1854-58, 1920--. 25 f.b. Title varies: County Commissioners' Court, 1 f.b., 1854-58. Original papers filed in county board proceedings, including motor fuel tax claims, 1932--, reports of committees, claims against county funds, petitions, license applications, pauper claims, and resolutions. Also contains Blind

58. R.S.1874, p. 306.

59. L.1819, p. 175.

60. R.L.1837, p. 49.

61. L.1849, p. 63.

62. Ibid., p. 66.

63. L.1851, p. 52.

64. Constitution of 1870, Art. X, sec. 8.

65. R.S.1874, p. 322.

66. Ibid., p. 260.

67. L.1819, p. 5,6,28,77,127,334,335,352; L.1823, p. 145,148; L.1826, p. 130, 131; R.L.1829, p. 126,132-37,151-53; L.1831, p. 89,90; L.1835, p. 131, 132,136; L.1839, p. 71,72; R.S.1845, p. 287,342,403,437; L.1849, p. 66; L.1861, p. 234-37; R.S.1874, p. 323.

68. L.1819, p. 201,315; L.1825, p. 147; R.L.1827, p. 366; L.1845, p. 169; R.S.1845, p. 136; L.1861, p. 237; R.S.1874, p. 325.

69. R.S.1874, p. 322.

(Pension Applications), 1920-31, entry 11; (Road Papers), 1920--, entry 20. Arr. by date of filing. No index. 1854-58, hdw. and hdw. on pr. fm.; 1920--, hdw., typed, and hdw. and typed on pr. fm. 4 x 3 x 9 $\frac{1}{2}$ - 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

For other supervisors' papers, see entries 102[i,vi], 103[iv,v,xii,xxiii,xxx-xxxi].

2. SUPERVISORS' RECORD, 1821--. 16 v. (A, C, D, A-M). Missing: 1833-38. Title varies: Order Book for County Commissioners' Court, v. A, 1821-32; County Commissioners' Record, v. C, D, 1839-48; County Court Record, v. A, B, 1849-55.

Record of proceedings of county board, showing dates of meetings, roll call and roster of members, minutes of meetings, resolutions adopted, and action taken. Marriage register in volume A has been transcribed into Marriage Register, entry 64. Also contains List of Orders Issued, 1821-46, entry 5; Register of Jurors, 1821-46, 1897--, entry 22; (Register of County Officers), 1821-38, 1882--, entry 70; Record of Marks and Brands and Oaths of Office, 1821-26, entry 86. Arr. by date of meeting. No index. 1821-1929, hdw.; 1930--, typed. 400 - 600 p. 13 x 8 x 2 - 18 x 12 x 2. V. A, C, D, A, 1821-57, co. clk.'s sub-vlt., bsmt.; v. B-M, 1858--, co. clk.'s vlt., 1st fl.

3. SCHOOL PLATS (Petitions), 1923--. 2 folders. 1880-98 in (Miscellaneous Files), entry 102.

Petitions to county board for changes in school districts, with plats of new boundaries, showing names of petitioners and township, school district number, outline of school district, and dates of petition, plat, and filing. Arr. by date of filing. No index. Hdw. on pr. fm. and hand-drawn. 10 x 5 x 1. Co. clk.'s off., 1st fl.

Disposition of Accounts

County Budget and Appropriations (See also entries 102[iii], 310)

4. CLERK'S BUDGET RECORD, 1933--. 2 v. (1, 2).

Ledger of appropriations to each county fund and payments from fund, showing title of fund, date and amounts of appropriations, date, purpose, and amount of payment, name of payee, and balance. Arr. by name of fund. No index. Hdw. under pr. hdgs. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

Registers of County Orders (See also entries 284, 312-315)

5. LIST OF ORDERS ISSUED, 1847--. 9 v. (3 not numbered, 2-5, 1, 2). Title varies: Register of County Orders, 3 v. not numbered, v. 2-5, 1847-1923. 1821-46 in Supervisors' Record, entry 2.

Register of general county orders issued, including jury, highway, and birth and death warrants, showing date and number of warrant, date, amount, and purpose of payment, name of payee, date of cancellation, and name of fund. Arr. by warrant no. No index. 1847-59, hdw.; 1860--, hdw. under pr. hdgs. 300 p. 16 x 12 x 2. 3 v. not numbered, v. 2-5, 1847-1923, co. clk.'s sub-vlt., bsmt.; v. 1, 2, 1924--, co. clk.'s vlt., 1st fl.

6. MOTHERS' PENSION ACCOUNT, 1914--. 2 v. (1, 2).

Register of mothers' pension warrants, showing name of mother, names and ages of children, dates of decree and payments, amounts allowed each child, number and amount of order, and name of payee. Arr. by date of warrant. Indexed alph. by name of mother. Hdw. on pr. fm. 200 p. 14 x 12 x 2. Co. clk.'s vlt., 1st fl.

Cancelled County Orders (See also entries 317, 318)

7. CANCELLED COUNTY ORDERS, 1920--. 2 cardboard boxes, 8 f.b. Original cancelled county orders showing date and number of order, name of payee, amount and purpose of payment, signature of clerk, and date of cancellation. Also contains Insurance Policies, 1925-31, entry 15. Arr. by date of order. No index. Hdw. on pr. fm. F.b. 10 x 5 x 14; cardboard box 20 x 20 x 18. Co. clk.'s vlt., 1st fl.

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8. COUNTY AID WARRANT (Stubs), 1929--. 4 v.

Stub record of warrants issued from county-aid road fund, showing warrant number, date, amount, and purpose of payment, and name of payee. Arr. by warrant no. No index. Hdw. on pr. fm. 250 p. 18 x 12 x 1. Co. clk.'s vlt., 1st fl.

9. MOTOR FUEL TAX ORDERS (Stubs), 1932--. 2 v.

Stubs of motor fuel tax orders, showing number, date, amount, and purpose of order, to whom payable, and date of receipt by payee. Arr. by date of order. No index. Hdw. on pr. fm. 200 p. 16 x 12 x 1. 1 v., 1932-35, off. of supt. of hws., bsmt.; 1 v., 1936--, co. clk.'s vlt., 1st fl.

Pension Fund Account and Applications
(See also entries 6, 102[1],
185, 186, 309, 313, 330, 331)

10. RECORD OF APPLICANTS FOR RELIEF OF BLIND, 1915--. 2 v. (1, 2).

Record of applications for blind relief, including record of proceedings on applications, and account of moneys paid, showing case number, name and address of applicant, dates of examination and report to board, findings of examining physician, date, amount, and number of warrant, and remarks. Arr. by date of application. Indexed alph. by name of applicant. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

11. BLIND (Pension Applications), 1932--. 1 folder. 1920-31 in Supervisors' Papers, entry 1.

Original applications for blind pensions, showing date of application, name, age, and address of applicant, notarial acknowledgment, doctor's affidavit, and date of filing. Arr. by date of application. No index. Hdw. on pr. fm. 10 x 5 x 4. Co. clk.'s off., 1st fl.

Management of County Properties and Roads
(See also entries 1, 2, 102[1,11])

Plans for County Buildings

12. (COUNTY HOME PLANS), 1932. 9 plans. In (Miscellaneous Files), entry 102.

Plans for reconstruction of old dwelling house for use as county home, showing alteration, construction, and material specifications. Architect, Charles Harris, Decatur, Illinois. Blueprint. 1/8 in. to 1 ft. 24 x 30.

13. (COURTHOUSE PLANS), 1932. 9 plans. In (Miscellaneous Files), entry 102.

Plans for reconstruction of old dwelling house for use as county courthouse, showing alteration, construction, and material specifications. Architect, Charles Harris, Decatur, Illinois. Hand-drawn. 1/4 in. to 1 ft. 24 x 30.

Bond Issues

14. REGISTER OF SCHOOL BONDS, 1927--. 1 v. (1).

Register of school district bonds, showing names of issuing body and purchaser, date, amount, and number of bond, purpose of issue, and date of maturity; also includes register of highway bonds, 1937--. School bonds arr. alph. by name of school district; highway bonds arr. by date of bond. No index. Hdw. under pr. hdgs. 350 p. 18 x 12 x 1 1/2. Co. clk.'s off., 1st fl.

Insurance

15. INSURANCE POLICIES, 1932--. 1 bdl. 1925-31 in Cancelled County Orders, entry 7.

Insurance policies on county properties, showing name of insurance company, kind and description of property, terms of policy, amount of premiums, dates of policy, expiration, and filing. Arr. by date of policy. No index. Typed on pr. fm. 9 x 4 x 3. Treas.'s off., 1st fl.

Reports to Board

(See also entries, 102[vii], 285[xxix], 336, 337, 339, 340)

16. COUNTY OFFICERS' REPORTS, 1903--. 2 f.b.

Financial reports of county officers to county board, showing title of office, signature of county officer, amounts of receipts and expenditures, balance, and dates of report and filing. Also contains School Treasurers' and Supervisors' Reports, 1939--, entry 17, and (Reports of Fines Received by Justices of Peace), 1903--, entry 19. Arr. by date of filing. No index. Hdw. and typed. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

17. SCHOOL TREASURERS' AND SUPERVISORS' REPORTS, 1920-26. 2 f.b.

Missing: 1927-37. 1938 in (Miscellaneous Files), entry 102; 1939-- in County Officers' Reports, entry 16.

Financial reports by township school treasurers and township supervisors to the county board, showing name of township, signatures of treasurers and supervisors, amounts of receipts and expenditures, balance, dates of report and filing, and certificate of publication. Arr. by date of filing. No index. Hdw. and typed. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

18. RECORD OF SEMIANNUAL REPORTS, 1891-93. 1 v. Discontinued.

Record of semiannual reports by county clerk to county board, showing name of county clerk, inclusive dates of reports, amounts of receipts and expenditures, balance, and dates of report and filing. Arr. by date of filing. No index. Hdw. on pr. fm. 300 p. 18 x 14 x 2. Co. clk.'s sub-vlt., bsmt.

For subsequent original reports, see entry 16.

19. (REPORTS OF FINES RECEIVED BY JUSTICES OF PEACE), 1826--. Missing: 1855-1902. 1826-54 in (Miscellaneous Files), entry 102; 1903-- in County Officers' Reports, entry 16.

Reports to county board of fines collected by justices of peace, showing name of justice of peace, amount of fines collected, and date of report. Hdw.

20. (ROAD PAPERS), 1821--. Missing: 1854-83, 1885-89, 1893, 1895, 1898-1901, 1903-6, 1908-9, 1911-17. 1821-1919 in (Miscellaneous Files), entry 102; 1920-- in Supervisors' Papers, entry 1.

Road supervisors' reports to county board on days worked by persons for poll tax, petitions to build roads and bridges, road viewers reports, and correspondence of commissioners. Poor condition. Arr. by date of document. Hdw.

21. SURVEYOR'S RECORD, 1883. 1 v.

Report of special committee appointed by supervisors to establish permanent markers on meridian line, showing location of stones on third principal meridian, name of township, dimensions of stones, and signatures of members of committee. No arr. (One report only). No index. Hdw. 200 p. 18 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

Jury Lists

(See also entries, 102[v], 152, 154, 155, 162, 285[xxvi, xxix, xxxiii, xxxiv], 286, 294-296)

22. REGISTER OF JURORS, 1847-96. 3 v. (1 not labeled, A, 88). Missing: 1859-71. Title varies: Grand and Petit Jurors, 1 v. not labeled, 1847-58. 1821-46, 1897-- in Supervisors' Record, entry 2.

Register of jurors, showing number and name of juror, term of service, mileage, amount of fees, and date of payment. Arr. by date of court term. No index. 1847-58, hdw.; 1872-96, hdw. under pr. hdgs. 100 - 250 p. 12 x 7½ x 1 - 16 x 14 x 1½. 1 v., 1847-58, level 4, bay 12, State Archives Bldg., Springfield, Illinois; v. A, 88, 1872-96, co. clk.'s sub-vlt., bsmt.

II. COUNTY CLERK

Forerunner of the present county clerk was the clerk of the county commissioners' court. This court was the administrative body in Fayette County from the organization of the county, in 1821, to 1849.¹ The Constitution of 1848 and laws of 1849 created a new judicial branch of county government presided over by the county judge and entitled the "county court," and provided

1. Constitution of 1818, Schedule, sec. 4; L.1819, p. 175.

for the quadrennial election of a "clerk of the county court."² In addition to his duties as clerk of the judicial court, the incumbent was also to act as clerk of the administrative branch of government which consisted of the county judge and two justices of the peace sitting at special terms.³ In 1859 Fayette County adopted the township form of government necessitating the election of a board of supervisors to supplant the county court as the county administrative body.⁴ Accordingly, the clerk of the county court became ex-officio clerk of the board of supervisors.⁵

The above-mentioned clerks all performed the duties of county clerk as well as those of clerks of a judicial or administrative body. In fact, legislation frequently referred to these incumbents as "county clerks" when defining duties relating to county business as distinct from duties as clerks of judicial or administrative bodies. The Constitution of 1870 specifically provided for a county clerk,⁶ who has continued to act to the present in this capacity, and also as clerk of the county board⁷ and clerk of the county court.⁸ The revised statutes of 1874 adopted the use of a distinction of titles for each of his ex-officio capacities, applying the title "county clerk" only when referring to his duties as such.⁹ It is the performance of these duties that gives rise to the records dealt with in this section.

The clerk was an appointee of the county commissioners' court in Fayette County from 1821 to 1837.¹⁰ In the latter year the office became elective with a four-year term;¹¹ a two-year term became effective in 1847.¹² A bond of \$1,000 was set.¹³ The clerk of the county court served for a four-year term and was bonded in the sum of \$3,000.¹⁴ The Constitution of 1870 and the revised statutes of 1874, establishing the office of county clerk, provided for his election for a quadrennial term, and that the amount of his bond be set by the county board.¹⁵ The bond is entered upon the records of his office, and deposited with the clerk of the circuit court. He is required to take oath, and is commissioned by the Governor.¹⁶ The county seal is kept by the clerk and is used by him when required.

In general, the county clerk's performance of his functions results in records relating to the following: taxation, vital statistics, licenses, and bonds. Various officials and agencies having authority over these matters report to, or deposit records with, the county clerk, who in this manner acts as a coordinating factor in the execution of local and state affairs. In regard to other of these matters, the clerk is required to perform duties on his own behalf and retain the records resulting from such performance.

Illustrations of both of these procedures may be found by examining the various duties and records relating to taxation. It is the duty of the county clerk to procure all books and blanks used in the assessment and collection of taxes, and to list in such books the lands and lots subject to taxation.¹⁷ These books are then turned over to the supervisor of assessments who has the township assessors enter the valuations against each piece of property listed. The supervisor completes revisions and corrections upon complaint of property

2. Constitution of 1848, Art. V, sec. 16,18,19; L.1849, p. 62,63.

3. L.1849, p. 65,66.

4. Constitution of 1848, Art. VII, sec. 6; L.1851, p. 38,45,50.

5. L.1851, p. 52.

6. Constitution of 1870, Art. VI, sec. 18 and Art. X, sec. 8.

7. R.S.1874, p. 322.

8. Ibid., p. 260.

9. Ibid., p. 260,322.

10. L.1819, p. 175.

11. R.L.1837, p. 49.

12. L.1845, p. 28. Effective in 1847.

13. L.1819, p. 176,177; R.L.1833, p. 143; R.S.1845, p. 131.

14. L.1849, p. 63,64.

15. Constitution of 1870, Art. X, sec. 8; R.S.1874, p. 321.

16. R.S.1874, p. 321.

17. L.1867, p. 106; L.1871-72, p. 19,32; L.1903, p. 297. During the period of the first constitution such books and lists were prepared by the auditor of public accounts and turned over to the clerk of the county commissioners' court (L.1825, p. 173; R.L.1827, p. 329; L.1839, p. 3,4; L.1847, p. 79,80).

owners and returns the books in duplicate to the county clerk.¹⁸ Personal property assessments are handled in essentially the same manner. The board of review then makes adjustments on complaints and equalizes assessments between districts, certifying corrections and revisions to the county clerk.¹⁹ The county clerk then reports the entire assessment list to the state tax commission for equalization, the equalized list then being used by the county clerk in ascertaining tax rates and extending taxes.²⁰ The state tax commission also certifies to the county clerk the assessments of the capital stock of corporations and railroad and telegraph companies, it being the duty of the clerk to extend these taxes and retain the books after use by the collector.²¹ The books are next turned over to the county collector who, after collection, returns lists of collections, together with lists of uncollected real and personal property taxes.²² The county clerk attends all tax sales, prepares a list of all sales and issues duplicate reports thereof, records affidavits of purchases of property for taxes, and keeps a record known as the "tax judgment, sale, redemption, and forfeiture record."²³

An extensive group of vital statistics records is kept by the county clerk. It is interesting to note that the first legislation in regard to the keeping of vital statistics was included in the act for the establishment of medical societies.²⁴ One section of this act made it the duty of every physician to keep a record of births, deaths, and diseases occurring within the vicinity of his practice and to transmit such record to his medical society, whereupon the record was to be published in the newspapers. In 1842 it was provided that a parent could appear before the clerk of the county commissioners' court and make affidavit as to the birth of a child, and the eldest next of kin of a deceased person could similarly appear and make affidavit as to death.²⁵ It is probable that the tenor of the above-mentioned laws explains the fact that no birth or death records exist in Fayette County prior to 1877, the first law, 1819, requiring no public record to be kept, and the 1842 law providing that affidavits "may" be made. The act of 1877 creating the State Board of Health required that all births and deaths in the county be reported to the county clerk by the physicians and accoucheurs attending such events.²⁶ Teeth were put into this and subsequent laws by providing penalties for noncompliance. In 1901 death certificates issued by physicians, midwives, or coroners were to be presented to town clerks who issued burial permits and forwarded the certificates to the county clerk.²⁷ In 1903 certificates of death were to be turned over to the State Board of Health, which board, in turn, delivered to the county clerk all certificates so received.²⁸ In 1915 it was provided that for the registration of all births, stillbirths, and deaths outside any city, village, or incorporated town, the township clerks should deposit a complete set of such records with the county clerk who was charged with the binding and indexing, or recording, and safekeeping of such records.²⁹ From the earliest date, the legislation in regard to these matters provided that the clerk retain the abstracts and certificates, keep a record of births and deaths, maintain alphabetical indexes, and issue certified copies of certificates upon request. The clerk has also been required to prepare a register of all physicians and accoucheurs

18. The first assessment officer was the county treasurer (L.1819, p. 315; R.L.1827, p. 328-36). In 1839 this function was performed by the district assessors who received from the county clerk copies of the auditor's transcripts (L.1839, p. 3,4). The treasurer resumed these duties in 1844 (L.1843, p. 231) retaining them until the institution of township organization in 1860 saw the township assessors acting in each township (L.1851, p. 38). The treasurer now acts as ex-officio supervisor of assessments (L.1898, p. 36-44).
19. L.1898, p. 36-44.
20. L.1919, p. 723.
21. L.1871-72, p. 11,13,16; L.1937, p. 1011,1012.
22. L.1849, p. 124,125; L.1871-72, p. 55; L.1931, p. 759. In 1821 the auditor of public accounts was charged with the collection of taxes on nonresidents' lands (L.1821, p. 182).
23. L.1839, p. 3; L.1871-72, p. 40; L.1879, p. 250.
24. L.1919, p. 233.
25. L.1942-43, p. 210-12.
26. L.1877, p. 209.
27. L.1901, p. 302,303.
28. L.1903, p. 315-18.
29. L.1915, p. 660.

County Clerk

in the county.³⁰

Since the organization of Fayette County in 1821 the county clerk, or clerk of the county commissioners' court, has been required to file marriage certificates and certificates of parents' consent to the marriage of minors.³¹ In 1827 the clerk was required to keep a separate register of marriages in addition to his file of certificates.³² Before 1877, persons desiring to marry were required to secure licenses from the county clerk only when they had not previously published such intention, but in that year the securing of a license was made mandatory.³³ Although a record of applications for marriage licenses has been kept by the clerk in this county since 1877, an act of 1937 appears to be the first legislation requiring the maintenance of such a record.³⁴ The same act provides that persons desiring to marry shall present to the county clerk certificates setting forth that such persons are free from venereal diseases, such certificates to be filed with the application for license to marry.³⁵ Indexes to marriage records have been kept in Fayette County since 1821.

The county clerk is charged with a number of duties relating to elections, such as preparing and issuing blank ballots,³⁶ poll books,³⁷ and certificates of election,³⁸ and keeping a record of registers of elections,³⁹ petitions,⁴⁰ and marked ballots,⁴¹ tally sheets,⁴² and election returns which are transmitted to him by the judges of election.⁴³ Abstracts of returns were formerly prepared by the clerk, but these are now originated by the election commissioners or judges of election and deposited with the clerk. Returned ballots are destroyed by the clerk six months after election, provided no contest in which the ballots are needed is in progress.⁴⁴ In 1889, when returns of elections for school trustees were made to the county clerk, in counties under township organization, he was charged with furnishing to the county superintendent of schools a list of all such trustees.⁴⁵ Now the clerk does not enter into the procedure, the school trustees canvassing the returns and certifying directly to the superintendent of schools.⁴⁶

The bonds of a number of officials are required to be transmitted to the clerk for filing and entering in a book maintained for that purpose.⁴⁷ Justices' of the peace and constables' oaths, bonds, and securities are approved by the clerk and entered in a separate book in accordance with statutory requirement. This book shows the date on which each justice of the peace and constable was sworn into office and the date of commission by the Governor. Resignations from these offices are made to the county clerk who enters such fact in the justices' and constables' record.⁴⁸

The clerk is also charged with issuing licenses to peddlers, taverns,⁴⁹ ferries,⁵⁰ etc., and keeping records of the same. Other records kept are: those relating to estrays;⁵¹ registers of professionals, including physi-

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- 30. L.1877, p. 209.
 - 31. L.1819, p. 27.
 - 32. R.L.1827, p. 289.
 - 33. L.1877, p. 130.
 - 34. L.1937, p. 909.
 - 35. Ibid., p. 910.
 - 36. L.1891, p. 113; L.1911, p. 311.
 - 37. L.1871-72, p. 386.
 - 38. L.1819, p. 96; L.1821, p. 79; L.1823, p. 64; L.1885, p. 176.
 - 39. L.1865, p. 59; L.1871-72, p. 386.
 - 40. L.1911, p. 310, 311; L.1929, p. 422.
 - 41. L.1891, p. 118.
 - 42. L.1885, p. 143.
 - 43. L.1819, p. 96; L.1821, p. 77; L.1823, p. 64; L.1871-72, p. 96.
 - 44. L.1917, p. 444.
 - 45. L.1889, p. 271, 322.
 - 46. L.1909, p. 352.
 - 47. R.S.1845, p. 396, 397; L.1861, p. 237, 238; R.S.1874, p. 325; L.1895, p. 188.
 - 48. L.1895, p. 188.
 - 49. L.1819, p. 77-79; R.L.1827, p. 320; R.L.1833, p. 438, 439; R.S.1874, p. 530.
 - 50. R.L.1827, p. 221; R.S.1874, p. 530.
 - 51. L.1819, p. 206, 207; R.S.1874, p. 483.

cians,⁵² midwives,⁵³ dentists,⁵⁴ chiropodists,⁵⁵ and veterinarians;⁵⁶ list of county officers; list of town officers which is furnished annually by the town clerk;⁵⁷ record of notaries public,⁵⁸ and book of state civil service rules.⁵⁹ Referring to his list of town officers, the county clerk reports annually to the State Department of Public Health the names and addresses of the supervisor, assessor, and clerk of each township, and the dates of the expiration of their terms of office.⁶⁰

Included in the provision that the county clerk be charged with the care and custody of all records, books, and papers appertaining to, and filed or deposited in, his office⁶¹ are those duties as clerk of the board, wherein he is required to record the proceedings of the board and to file all their books, records, and accounts.⁶² Also included are his record-keeping duties as ex-officio clerk of the county court, with its resulting duties in relation to probate matters.⁶³ The clerk is also required to keep jury lists⁶⁴ and a book in which he enters details as to orders upon the treasurer. He is further required to maintain alphabetical indexes to all records and papers in his office, and to supply copies of these records or papers to any person upon request and payment of the required fee.⁶⁵

Taxation

(See also entries 103[1,xv,xxix,xxxii,xxxviii-xli],
116, 169, 285[xxxii], 297-308, 332, 341, 394)

Lists of Taxable Property, Levies

23. DOCKET OF RATES AND TAXES WANTED, 1876-1920. 3 v. (1 not numbered, 2, 3). 1921-- in Aggregate of the Foregoing Roll, entry 28.
Docket of tax rates and amounts wanted, showing date and amount of taxes asked, rate and purpose of tax, and total tax. Also contains School District Record, 1893-1901, entry 32. Arr. by date of levy. No index. Hdw. under pr. hds. 300 p. 16 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

24. ASSESSOR'S BOOKS, 1847-79, 1881--. 1465 v. 1880 in Collector's and Assessor's Books, entry 25.
(Fayette County, prior to township organization, 1847-59. 9 v. Missing: 1849-51, 1858.
Avena Township, 1860-79, 1881--. 79 v. Missing: 1861-63, 1866-68, 1871, 1873, 1882, 1887-90.
Bear Grove Township, 1869-79, 1881--. 75 v. Missing: 1870, 1872, 1873, 1875, 1876, 1879.
Bowling Green Township, 1860-79, 1881--. 80 v. Missing: 1861-69, 1871, 1888.
Carson Township, 1887--. 61 v. Missing: 1888, 1889.
Hurricane Township, 1860-79, 1881--. 82 v. Missing: 1865, 1866, 1868, 1869, 1897.
Kaskaskia Township, 1860-79, 1881--. 74 v. Missing: 1862, 1865-68, 1870, 1871, 1873-76, 1881, 1883.
La Clede Township, 1860-79, 1881--. 77 v. Missing: 1861-65, 1868, 1873, 1875, 1878, 1885, 1888.
Lone Grove Township, 1876-79, 1881--. 71 v. Missing: 1876.
Loudon Township, 1860-79, 1881--. 86 v. Missing: 1861, 1862, 1893.
Otego Township, 1860-79, 1881--. 87 v. Missing: 1868, 1875, 1876.
Pope Township, 1877-79, 1881--. 73 v. Missing: 1877.

52. L.1877, p. 209; L.1899, p. 275; L.1923, p. 441,442.

53. Ibid.

54. L.1881, p. 79; L.1899, p. 273; L.1909, p. 279; L.1933, p. 711.

55. L.1899, p. 280; L.1935, p. 995.

56. L.1917, p. 591.

57. L.1861, p. 226; R.S.1874, p. 1077.

58. L.1871-72, p. 575; R.S.1874, p. 721; L.1875, p. 88.

59. L.1905, p. 115.

60. L.1923, p. 480.

61. R.S.1874, p. 322.

62. L.1861, p. 238; R.S.1874, p. 322.

63. R.S.1874, p. 260.

64. Ibid., p. 630.

65. Ibid., p. 321.

Ramsey Township, 1860-79, 1881--. 78 v. Missing: 1861, 1862, 1864, 1866, 1869, 1879, 1888, 1890, 1892.
 Sefton Township, 1860-79, 1881--. 76 v. Missing: 1861-66, 1870, 1871, 1881.
 Seminary Township, 1860-79, 1881--. 85 v. Missing: 1867, 1879.
 Shafter Township, 1920--. 20 v. Missing: 1921.
 Sharon Township, 1860-79, 1881--. 84 v. Missing: 1867, 1868, 1871, 1879, 1881, 1890, 1894.
 South Hurricane Township, 1926--. 14 v. Missing: 1926.
 Vandalia Township, 1860-79, 1881--. 85 v. Missing: 1861, 1862, 1871, 1881.
 Wheatland Township, 1860-79, 1881--. 78 v. Missing: 1861, 1862, 1865-69, 1871, 1873, 1876.
 Wilberton Township, 1860-79, 1881--. 81 v. Missing: 1863, 1864, 1866, 1867, 1871, 1872, 1877, 1884).

Assessor's lists of taxable real and personal property, showing name of owner, legal description of property, assessed and equalized values, tax spread, and total tax. Arr. by sec., twp., and range. No index. 1847, hdw.; 1848-79, 1881--., hdw. under pr. hdgs. 50 - 150 p. 17 x 14 x $\frac{1}{2}$ - 12 x 8 x 1. 1252 v., 1847-51, 1853, 1855, 1860-79, 1881--., co. clk.'s sub-vlt., bsmt.; 213 v., 1852, 1854, 1856-79, 1881-94, strm., bsmt.

25. COLLECTOR'S AND ASSESSOR'S BOOKS, 1880. 17 v. (1 v. for each of the following townships: Avena, Bear Grove, Bowling Green, Hurricane, Kaskaskia, La Clede, Lone Grove, Loudon, Otego, Pope, Ramsey, Sefton, Seminary, Sharon, Vandalia, Wheatland, Wilberton).

Combined assessor's and collector's books showing name of owner, legal description and location of property, assessed and equalized values, tax spread, total tax, and date and amount of payment. Assessor's Books, entry 24, and Collector's Books, entry 37, formerly and subsequently kept separately. Arr. by date of payment. No index. Hdw. under pr. hdgs. 150 p. 12 x 8 x 1. Co. clk.'s sub-vlt., bsmt.

26. RAILROAD TAX BOOK, 1874--. 6 v. (1 not numbered, 2-5, 1 not numbered).

Lists of taxable railroad property, showing name of railroad, legal description of property, assessed valuation as listed by railway company and as assessed, corrected, and equalized by county and state boards, tax spread, and total tax. Also contains Telegraph and Telephone Tax Book, 1903-7, entry 27. Arr. by date of levy. No index. Hdw. under pr. hdgs. 200 p. 18 x 14 x 2. 1 v. not numbered, 1874-79, strm., bsmt.; v. 2, 3, 1880-1915, co. clk.'s sub-vlt., bsmt.; v. 4, 1916-32, co. clk.'s vlt., 1st fl.; v. 5, 1 not numbered, 1933--., co. clk.'s off., 1st fl.

27. TELEGRAPH AND TELEPHONE TAX BOOK, 1885-1902, 1908--. 6 v. (1, 5 not numbered). Missing: 1908-14. 1903-7 in Railroad Tax Book, entry 26.

Lists of taxable telegraph, telephone, and other corporation property, showing name of company or corporation, location and description of property, assessed and equalized valuations, tax spread, and total tax. Arr. by date of levy. No index. Hdw. under pr. hdgs. 200 p. 18 x 12 x 1. V. 1, 1 not numbered, 1885-1920, co. clk.'s sub-vlt., bsmt.; 2 v. not numbered, 1921-31, co. clk.'s vlt., 1st fl.; 2 v. not numbered, 1932--., co. clk.'s off., 1st fl.

28. AGGREGATE OF THE FOREGOING ROLL, 1870--. 8 v. (A, B, 1-6). Missing: 1884-99. Title varies: Abstract of Assessments and Taxes, v. A, B, 1870-83.

Abstracts and statements of all assessed property, showing date, amount, and purpose of tax, legal description of property, assessed and equalized values, names of township, city or village, and road, bridge, and school districts, tax spread, and total tax. Also contains Docket of Rates and Taxes Wanted, 1921--., entry 23. Arr. by date of levy. No index. Hdw. under pr. hdgs. 250 p. 18 x 12 x 2. V. A, B, 1870-83, strm., bsmt.; v. 1-3, 1900-1919, co. clk.'s sub-vlt., bsmt.; v. 4-6, 1920--., co. clk.'s off., 1st fl.

29. SPECIAL ASSESSMENT RECORD, 1905--. 2 v. (1, 2).

Copies of petitions and assessment rolls for special assessments for local improvements, showing nature of improvement, legal description of property, names of owners, number and amount of installments, total assessment, and dates of petition, assessment, and filing. Arr. by date of filing. No index. 1905-26, hdw. on pr. fm.; 1927--., typed on pr. fm. and typed. 200 - 600 p. 18 x 12 x 2 - 14 x 16 x 4. Co. clk.'s vlt., 1st fl.

30. WEST MAIN SIDEWALK IMPROVEMENT, 1925. 1 f.b.
Original papers of West Main Street sidewalk improvement project, Vandalia, Illinois, including construction details, assessment roll, tax objections, affidavit of posting notices, and certificate of completion and approval. No obvious arr. No index. Typed. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
31. (School Tax) LEVIES, 1917-18. 1 f.b. Missing: 1900-1916. 1853-99 in (Miscellaneous Files), entry 102; 1919-- in Revenue (Corporation Tax List), entry 298.
Lists of school tax levies, showing names of school district, township, and board members, legal description of property, tax rate and spread, amount of tax, and date of filing. Arr. by date of levy. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
32. SCHOOL DISTRICT RECORD, 1902--. 3 v. (3, 2, 1 not numbered).
1893-1901 in Docket of Rates and Taxes Wanted, entry 23.
Copies of school tax levies, showing school district number, names of school, township, and school officers, legal description of property, amount and rate of taxes, and tax spread. Arr. by date of levy. No index. Hdw. under pr. hdgs. 250 p. 12 x 8 x 1. V. 3, 2, 1902-26, co. clk.'s sub-vlt., bsmt.; 1 v. not numbered, 1927--., co. clk.'s off., 1st fl.
33. ENTRY AND TRACT BOOK, 1816-1904. 2 v. Title varies: Entry Book, 1816-25.
Transcribed record of land transfers compiled for the assessors of taxes including lands lying in Bond, Clark, Crawford, Jefferson, and Wayne counties prior to organization of Fayette County, showing date of entry, names of grantor and grantee, legal description of property, and consideration. Arr. by sec., twp., and range. No index. Hdw. 300 - 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
34. TAX LISTS, 1816-30. 1 v.
State auditor's lists of former Bond, Clark, Crawford, Jefferson, and Wayne county lands subject to taxation in Fayette County, showing date of purchase, name of owner, number of acres, legal description of property, and amount of tax. Arr. by sec., twp., and range. No index. Photostat. 30 p. 16 x 14 x 1/2. Level 4, bay 12, State Archives Bldg., Springfield, Illinois.
35. AUDITOR'S LAND RETURNS, 1832--. 1 f.b.
State auditor's abstract of lands listed for initial taxation, showing date of listing, name of purchaser, legal description of land, number of acres, and assessed valuation. Arr. by date of listing. No index. Hdw. under pr. hdgs. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
36. AGRICULTURAL STATISTICS SHARON TOWNSHIP, 1901-2. 1 v.
Original agricultural statistics compiled by township assessor for taxation purposes, showing acreage and yield of farm crops in Sharon township, and kind of crops. Arr. by date of listing. No index. Hdw. on pr. fm. 80 p. 17 x 12 x 1/2. Strm., bsmt.

Collections, Abatement

37. COLLECTOR'S BOOKS, 1848-79, 1881--. 1287 v. 1880 in Collector's and Assessor's Books, entry 25.
(Fayette County, prior to township organization, 1848-59. 6 v. Missing: 1849, 1850, 1852, 1853, 1856, 1857.
Avena Township, 1860-79, 1881--. 74 v. Missing: 1860, 1870, 1872, 1891.
Bear Grove Township, 1869-79, 1881--. 64 v. Missing: 1871, 1876, 1895, 1903, 1918.
Bowling Green Township, 1860-79, 1881--. 71 v. Missing: 1860, 1862, 1870, 1872, 1874, 1883, 1891.
Carson Township, 1887--. 47 v. Missing: 1887, 1888, 1891, 1899, 1900.
Hurricane Township, 1860-79, 1881--. 71 v. Missing: 1870-72, 1890, 1918, 1919.
Kaskaskia Township, 1860-79, 1881--. 72 v. Missing: 1872, 1887, 1890, 1891, 1895, 1899.
La Clede Township, 1860-79, 1881--. 74 v. Missing: 1860, 1870, 1874, 1899.
Lone Grove Township, 1876-79, 1881--. 60 v. Missing: 1876, 1891.
Loudon Township, 1860-79, 1881--. 77 v. Missing: 1891.

Otego Township, 1860-79, 1881--. 73 v. Missing: 1860, 1861, 1870, 1872, 1887, 1891.
 Pope Township, 1877-79, 1881--. 55 v. Missing: 1877, 1884, 1891, 1894, 1896, 1907.
 Ramsey Township, 1860-79, 1881--. 72 v. Missing: 1860, 1862, 1870, 1872, 1888, 1893.
 Sefton Township, 1860-79, 1881--. 73 v. Missing: 1860, 1874, 1891, 1892.
 Seminary Township, 1860-79, 1881--. 73 v. Missing: 1860, 1861, 1884, 1891, 1909.
 Shafter Township, 1920--. 18 v.
 Sharon Township, 1860-79, 1881--. 71 v. Missing: 1860, 1861, 1871-74, 1922, 1923.
 South Hurricane Township, 1927--. 12 v.
 Vandalia Township, 1860-79, 1881--. 76 v. Missing: 1870, 1874.
 Wheatland Township, 1860-79, 1881--. 76 v. Missing: 1860, 1870.
 Wilberton Township, 1860-79, 1881--. 72 v. Missing: 1860, 1873, 1874, 1894, 1895).

Collector's lists of taxable real and personal property, showing names of owner, township, and city, legal description of property, tax spread, amounts of tax, payments, and delinquency, and date of payment. Also includes lists of back taxes, 1860-79, 1881--. Arr. by sec., twp., and range. No index. Hdw. under pr. hdgs. 50 - 200 p. 17 x 14 x $\frac{1}{2}$ - 14 x 8 $\frac{1}{2}$ x 2. 1138 v., 1848-53, 1855-60, 1862, 1868-71, 1873--. co. clk.'s sub-vlt., bsmt.; 148 v., 1861, 1863-67, 1871-73, strm., bsmt.; 1 v., 1854, State Archives Bldg., Springfield, Illinois.

38. DOCKET OF BACK TAXES, 1870-84. 2 v.
 Docket of uncollected taxes, showing name of owner, legal description and valuation of property, amount and date of taxes, and tax spread. Arr. by due date of tax. No index. Hdw. under pr. hdgs. 350 p. 17 x 14 x 3. Strm., bsmt.

39. DELINQUENT TAX BOOKS, 1875-1913. 604 v. Missing: 1878-80, 1882, 1883, 1885-87, 1889-95, 1898, 1900, 1907, 1910-12. 1914-- in Tax Judgment, Sale, Redemption and Forfeiture Record, entry 44.
 Lists of lands upon which taxes are delinquent, showing name of owner, legal description of property, assessed value, amounts of taxes, costs, and interest, tax spread, and date and amount of payment. Arr. by due date of tax. No index. Hdw. under pr. hdgs. 50 p. 17 x 14 x $\frac{1}{2}$. 508 v., 1875-1906, strm., bsmt.; 96 v., 1907-13, co. clk.'s sub-vlt., bsmt.

40. TRANSCRIPT TOWN COLLECTORS' DELINQUENT LIST, 1875--. 58 v.
 Missing: 1893, 1894.
 Transcribed record of delinquent lands listed by town or deputy collector for sale, showing name of owner, legal description of property, amounts of taxes, costs, penalties, and interest due, and remarks. Arr. by due date of tax. No index. Hdw. under pr. hdgs. 400 p. 18 x 12 x 1. 43 v., 1875-1922, co. clk.'s sub-vlt., bsmt.; 15 v., 1923--. treas.'s off., 1st fl.

Judgment, Sale,
Redemption, Forfeiture

41. AFFIDAVITS FOR TAX DEED, 1866--. 8 f.b.
 Affidavits for tax deeds, showing legal description of property, amounts of taxes and costs due and unpaid, amount of judgment, date of sale, and signatures of county treasurer and clerk. Arr. by date of affidavit. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

42. AFFIDAVITS FOR TAX DEED, 1872--. 6 v. (A, 3 not labeled, 5, 1 not labeled).
 Copies of affidavits for tax deeds, showing names of purchaser, collector, and owner, legal description of property, date of redemption or purchase, and date of filing. Arr. by date of filing. Indexed alph. by name of purchaser. Hdw. on pr. fm. 400 p. 18 x 12 x 2. V. A, 3 not labeled, 5, 1872-1933, co. clk.'s sub-vlt., bsmt.; 1 v. not labeled, 1934--. co. clk.'s vlt., 1st fl.

43. TAX SALE CERTIFICATES, 1866--. 7 f.b.
 Tax sale certificates showing names of owner and purchaser, date and amount of sale, legal description of property, and acknowledgment. Arr. by date of certificate. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

44. TAX JUDGMENT, SALE, REDEMPTION AND FORFEITURE RECORD, 1881--.
13 v.

Record of tax delinquent lands and lots upon which judgment for sale has been entered, and property sold, redeemed, or forfeited to state, showing names of owner, township, and purchaser, legal description of property, amounts of judgment, sale, or redemption, and acknowledgment. Tax Sale Record, entry 45, including Tax Judgment Book, entry 46, and Record of Property Forfeited to State, entry 47, formerly kept separately. Also contains Delinquent Tax Book, 1914--, entry 39. Arr. by sec., twp., and range. No index. Hdw. under pr. hdgs. 550 p. 18 x 15 x 2½. 9 v., 1881-1920, co. clk.'s sub-vlt., bsmt.; 4 v., 1921--, co. clk.'s vlt., 1st fl.

45. TAX SALE RECORD, 1841-80. 6 v. (4 not lettered, C, D). 1881-- in Tax Judgment, Sale, Redemption and Forfeiture Record, entry 44.

Lists of lands sold for delinquent taxes, showing names of owner, purchaser, sheriff, and county clerk, legal description of property, amounts of taxes, costs, and penalties due, and date and amount of sale. Also contains Tax Judgment Book, 1841-58, entry 46; Record of Property Forfeited to State, 1841-73, entry 47. Arr. by date of sale. No index. Hdw. under pr. hdgs. 200 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

46. TAX JUDGMENT BOOK, 1859-80. 6 v. (A-F). 1841-58 in Tax Sale Record, entry 45; 1881-- in Tax Judgment, Sale, Redemption and Forfeiture Record, entry 44.

Lists of delinquent lands and lots on which judgment for sale was entered, showing names of owner and collector, legal description of property, dates and amounts of unpaid taxes, costs, penalties, and interest, and date and amount of judgment. Arr. by date of judgment. No index. Hdw. under pr. hdgs. 150 p. 18 x 12 x 1½. Co. clk.'s sub-vlt., bsmt.

47. RECORD OF PROPERTY FORFEITED TO STATE, 1874-80. 2 v. (A, 3).
1841-73 in Tax Sale Record, entry 45; 1881-- in Tax Judgment, Sale, Redemption and Forfeiture Record, entry 44.

Record of lands and lots forfeited to state for lack of bidders at sale, showing names of owner, township, and collector, legal description of property, amounts of taxes and costs due, and date of forfeiture. Arr. by date of forfeiture. No index. Hdw. under pr. hdgs. 200 p. 18 x 12 x 1½. Co. clk.'s sub-vlt., bsmt.

Maps

48. TOWNSHIP SCHOOL MAPS, 1850--. 3 v. (2 not numbered, 2). Title varies: School Plats, 2 v. not numbered, 1850-84.

Copies of school district plats used for taxation purposes, showing number of school district, location of schools, original boundaries, changes, and consolidations, certification by school trustees as to correctness of plat, and dates of plats and changes. 1 in. to 1 mi. Arr. by date of plat. No index. 1850-63, hdw. and hand-drawn; 1864--, hdw. on pr. fm. and hand-drawn. 200 p. 10 x 14 x 1. 1 v. not numbered, 1850-63, co. clk.'s sub-vlt., bsmt.; 1 v. not numbered, v. 2, 1864--, co. clk.'s vlt., 1st fl.

Vital Statistics

Births (See also entries
100, 103[vii], 312, 313)

49. INDEX TO REGISTER OF BIRTHS AND DEATHS, 1877-1916. 2 v. (A, B).
Discontinued.

Index to Register of Birth Certificates (Record), entry 53, and Register of Deaths (Record), entry 58, showing name of child or deceased, and book and page of entry. Arr. alph. by surname of child or deceased. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

50. CERTIFICATES OF BIRTHS, 1904--. 4 f.b., 1904-16; 20 v., 1917--.
Missing: 1900-1903. Title varies: Birth Certificates, 4 f.b., 1904-16.

Original certificates of birth, showing certificate number, date and place of birth, name, sex, color, and legitimacy of child, names, addresses, color, ages, birthplaces, and occupations of parents, number of children in family, treatment given child's eyes at birth, certificate of attending physician or midwife, and date of filing by registrar. Subsequent to 1916 these certificates bound in loose-leaf form. 1904-16, arr. by date of certificate; 1917--,

arr. alph. by name of child. 1904-16, 1926--, no index; for index, 1917-25, see entry 51. Hdw. on pr. fm. F.b. 10 x 5 x 14; v. 700 p. 7½ x 9 x 3½. Co. clk.'s vlt., 1st fl.

51. BIRTH INDEX, 1917-25. 1 v.
Index to Certificates of Birth, entry 50, showing surname of child, christian names of child and parents, certificate number, and date of birth. Arr. alph. by surname of child. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

52. BIRTH RECORD (Register), 1926--. 1 v.
Register of birth certificates, showing names of child, parents, and physician, number of certificate, and dates of birth and filing. Arr. by date of filing. Indexed alph. by surname of child. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

53. REGISTER OF BIRTH CERTIFICATES (Record), 1877-1916. 4 v. (A, B, D, E).
Copies of birth certificates on State Board of Health form, showing certificate number, date and place of birth, name, sex, and legitimacy of child, names, ages, color, nativity, and occupations of parents, number of children in family, treatment given child's eyes at birth, certification of attending physician, and date of registration. Arr. by date of registration. For index, see entry 49. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

For subsequent original birth certificates, see entry 50.

54. BIRTH RECORD, 1903-5. 1 v. Discontinued.
Copies of birth certificates, showing date and number of certificate, names of child and parents, personal and statistical particulars, certificates of attending physician, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

Deaths and Stillbirths (See also entries 100, 103[v111], 312, 313)

55. CERTIFICATES OF DEATHS AND STILLBIRTHS, 1901--. 3 f.b., 20 v.
Title varies: Death Certificates, 3 f.b., 1901-15.
Original death and stillbirth certificates showing certificate number, name, address, age, birthplace, occupation, sex, color, and marital status of deceased, name and birthplace of parents, date, place, and cause of death, date and place of burial, name and address of attending physician and undertaker, coroner's certificate of death, and date of filing. Subsequent to 1915 these certificates bound in loose-leaf form. 1901-25, arr. by date of filing; 1926--, arr. alph. by name of deceased. 1901-15, 1926--, no index; for index, 1916-25, see entry 56. Hdw. on pr. fm. F.b. 10 x 5 x 14; v. 700 p. 9 x 7½ x 3½. Co. clk.'s vlt., 1st fl.

56. INDEX TO DEATH AND STILLBIRTH, 1916-25. 1 v. Discontinued.
Index to Certificates of Deaths and Stillbirths, entry 55, showing surname and christian name of deceased, certificate number, and date of death. Arr. alph. by surname of deceased. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

57. DEATH RECORD (Register), 1926--. 1 v.
List of death certificates received and filed by county clerk, showing names of deceased, father, mother, and undertaker, date of birth, and date, place, and cause of death. Arr. by date of filing. Indexed alph. by name of deceased. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

58. REGISTER OF DEATHS (Record), 1877-1915. 3 v. (1-3). Discontinued.
Copies of death certificates, showing certificate number, name, address, age, sex, color, marital status, birthplace, and occupation of deceased, names and birthplaces of parents, date and cause of death, date and place of burial, medical certification of death, name and address of undertaker, date of filing certificate, and signature of clerk. Also contains Record of Stillbirths, 1912-15, entry 59; Coroner's Death Certificates, 1877-1911, entry 60. Arr. by date of filing. For index, see entry 49. Hdw. on pr. fm. 350 p. 12 x 18 x 3. Co. clk.'s vlt., 1st fl.

59. RECORD OF STILLBIRTHS, 1878-1911. 1 v. 1912-15 in Register of Deaths (Record), entry 58.

Copies of stillbirth certificates, showing certificate number, names of medical attendant, undertaker, and person making return, dates and places of birth and burial, residence of mother, sex and color of child, period of uterogestation, cause of stillbirth, nativity of parents, and dates of certificate and filing. Arr. alph. by surname of child. No index. Hdw. under pr. hdgs. 100 p. 18 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

60. CORONER'S DEATH CERTIFICATES, 1912--. 1 v. (1). 1877-1911 in Register of Deaths (Record), entry 58.

Copies of coroner's death certificates, showing certificate number, name, sex, color, marital status, age, occupation, and address of deceased, date and place of birth, date and place of death, length of residence in state and United States, names and birthplaces of father and mother, names and addresses of witnesses, name and license number of undertaker, cause of death, and dates of burial and filing. Arr. by date of filing. No index. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

61. VETERANS' GRAVE RECORD, 1862--. 1 folder.

Lists of deceased war veterans of the Civil, Spanish-American, and World wars, showing name and location of burial place, name of veteran and war served, rank, company, and regiment or vessel of service, dates of enlistment, discharge, and death, section, lot, and grave numbers, and place of death. Arr. alph. by name of veteran. No index. Typed on pr. fm. 15 x 12 x 2. Co. clk.'s off., 1st fl.

Marriages

62. APPLICATION FOR MARRIAGE LICENSES, 1877--. 22 v. (A-D, 2, 3, A-K, M, M-P). Missing: 1930. Title varies: Record of Marriage Affidavits, v. A, 1877-81; Record of Marriage Affidavits and Consent of Parents, v. B-D, 2, 3, 1882-1910. 1821-76 in Marriage Licenses, entry 63.

Original applications for marriage licenses, showing signatures, ages, and addresses of applicants, affidavits as to correct age of each, consent of parents if under age, and date of application. Arr. by date of application. 1877-81, 1911--, no index; 1882-1910, indexed alph. by name of male. Hdw. on pr. fm. 400 p. 12 x 8 x 2 - 18 x 12 x 3. V. A, D-H, 1877-81, 1916-24, strm., bsmt.; v. B-D, 2, 3, A-C, I, 1882-1915, 1925-26, co. clk.'s sub-vlt., bsmt.; v. J, K, M, M-P, 1927--, co. clk.'s vlt., 1st fl.

63. MARRIAGE LICENSES, 1821--. 38 f.b.

Marriage licenses showing names of bride, groom, and parents of each, occupations, residence, color or race, number of marriages, place and date of marriage, signatures of witnesses and person solemnizing marriage, and dates of application, issue, and return. Also contains Application for Marriage Licenses, 1821-76, entry 62. Arr. by date of return. No index. 1821-59, hdw., and hdw. on pr. fm.; 1860--, hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

64. MARRIAGE REGISTER, 1821--. 6 v. (A, B, A-D).

Register of marriage licenses, showing names of contracting parties and witnesses, dates of license, marriage, and return, and name and title of person officiating. 1878-- also shows names of parents, and personal and statistical particulars. The first volume A is a transcription of marriage register in volume A of Supervisors' Record, entry 2, and Marriage Register, entry 67. Arr. by date of license. For index, see entry 65. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

65. INDEX TO MARRIAGES, 1821--. 3 v. (A, A, B). Title varies: Male Index to Marriage Records, v. A, 1821-77.

Index to Marriage Register, entry 64, showing names of male and female, and book and page of entry. Arr. alph. by name of male. Hdw. under pr. hdgs. 300 - 600 p. 12 x 8 x 2 - 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

66. MARRIAGE RECORD, 1827-74. 4 v. (1, 1827-49; 1, 1827-49; 2, 3, 1849-74).

Reproductions of marriage records, showing names of bride and groom, consent to marriage if minor, affidavit as to age, dates of license, marriage, and return, and name and title of party officiating. These volumes are copies of

County Clerk - Licenses
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(67-73)

marriage records 1827-49 in Supervisors' Records, entry 2 and of Marriage Register, entry 64. Arr. by date of license. No index. Photostat. 65 p. 15 x 10 x 1 - 15 x 13 x 1. Level 4, bay 12, State Archives Bldg., Springfield, Illinois.

67. MARRIAGE REGISTER, 1849-74. 2 v. (2, 3). Discontinued. Register of marriage licenses, showing names of contracting parties and witnesses, dates of license, marriage, and return, and name and title of person officiating. This register has been transcribed into volume A of Marriage Register, entry 64. Arr. by date of license. No index. Hdw. 100 p. 12 x 8 x 1. Co. clk.'s vlt., 1st fl.

Census

68. CENSUS 1930 (and) LIQUOR LICENSE, 1930, 1934--. 1 f.b. Census of persons residing in Fayette County in 1930, showing names of township, city, or village, and persons residing in each, present population, population in 1920, number of farms, and signature of supervisor of census. Also contains (Liquor Licenses), 1934--, entry 87. Arr. alph. by name of twp. No index. Hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

Licenses and Registers
(See also entry 1)

Registers of Officers

69. REGISTER OF TOWN OFFICERS, 1859--. 5 v. (B, 1-4). Register of township officers, showing names of township and officer, title of office, date of election, and certification of town clerk. Also contains (Register of County Officers), 1859-81, entry 70. Arr. by date of election. No index. Hdw. under pr. hdgs. 200 p. 10 x 14 x 1. V. B, 1, 1859-96, co. clk.'s sub-vlt., bsmt.; v. 2-4, 1897--, co. clk.'s vlt., 1st fl.

70. (REGISTER OF COUNTY OFFICERS), 1821--. 1821-38, 1882-- in Supervisors' Record, entry 2; 1839-58 in Record of Marks and Brands and Oaths of Office, entry 86; 1859-81 in Register of Town Officers, entry 69. Lists of county officers who have taken oath of office, showing title of office, name of officer, and dates of election, oath, commission, and resignation. 1821-1929, hdw.; 1930--, typed.

71. (TOWN OFFICERS ELECTED), 1862--. 1862-96 in (Miscellaneous Files), entry 102; 1919-- in Official Bonds and Oaths of County and Township Officers, entry 94. Missing: 1873-85, 1897-1918. Lists of town officers elected, showing name of township, place and date of election, names, addresses, and official titles of persons elected, and certification by town clerk. Hdw. on pr. fm.

72. RECORD OF NOTARIES' COMMISSIONS, 1883--. 2 v. (A, B). Copies of notaries' licenses, showing dates of commission and expiration, name and address of notary, and date of filing. Arr. by date of filing. Indexed alph. by name of notary. Hdw. on pr. fm. 200 p. 16 x 12 x 1. V. A, 1883-1914, co. clk.'s vlt., 1st fl.; v. B, 1915--, co. clk.'s off., 1st fl.

Professional Licenses and
Registers (See also entry 110)

73. PHYSICIANS' CERTIFICATES, 1877--. 2 v. (A, B). Last entry 1935. Copies of physicians' certificates issued by State Board of Health, showing names of physician and college from which graduated, location of college, date of degree, certification by State Board of Health members, and date of filing. Physicians' certificates subsequent to 1923 issued by Department of Registration and Education. Arr. by date of filing. Indexed alph. by name of physician. 1878-1924, hdw. on pr. fm.; 1925--, typed on pr. fm. 200 p. 18 x 12 x 2. V. A, 1877-1914, co. clk.'s sub-vlt., bsmt.; v. B, 1915--, co. clk.'s vlt., 1st fl.

74. REGISTER OF PHYSICIANS AND ACCOUCHEURS, 1877-1907. 1 v. Discontinued.

Register of physicians and accoucheurs practicing in Fayette County, showing name, residence, school of practice, age, and nativity of physician or accoucheur, years of practice in Illinois, nature of license issued, and dates of registration, license, and diploma. Includes registration of one architect, 1907. Arr. alph. by name of physician or accoucheur. No index. Hdw. under pr. hdgs. 200 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

75. PHYSICIANS' AND MIDWIVES' CERTIFICATES, 1878-1902. 1 v. Discontinued.

Copies of certificates issued to physicians and accoucheurs by State Board of Health, showing date and number of certificate, name of physician or midwife, place of issuance, signatures of members of State Board of Health, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 150 p. 18 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

76. DENTAL REGISTER, 1868--. 1 v. Last entry 1918.

Register of persons licensed to practice dentistry in Fayette County, showing number and date of license, signature, address, age, and nativity of dentist, name of institution granting diploma, number of years of practice in Illinois, and dates of registration, filing with state board, diploma, and filing with county clerk. Arr. alph. by name of dentist. No index. Hdw. under pr. hdgs. 150 p. 18 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

77. VETERINARY AND SURGERY RECORD, 1905--. 1 v. (1). Last entry 1917.

Copies of veterinarians' certificates, showing name and address of veterinary, date and number of certificate, names of members of examining board, and date of filing. Arr. alph. by name of veterinarian. No index. Hdw. on pr. fm. 150 p. 18 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

78. REGISTER OF OPTOMETRY, 1916--. 1 v. (1). Last entry 1919.

Register of optometrists' certificates, showing number, date, and class of certificate, name, age, and address of optometrist, and date of registration. Arr. alph. by name of optometrist. No index. Hdw. under pr. hdgs. 200 p. 16 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

79. OPTOMETRY RECORD, 1916--. 1 v. (1). Last entry 1919.

Copies of optometrists' certificates of registration, showing date and number of certificate, names of optometrist, president and secretary of state board, and witnesses, dates of registration, expiration, and filing, and signature of county clerk. Arr. by date of filing. No index. Hdw. on pr. fm. 250 p. 18 x 12 x 1½. Co. clk.'s sub-vlt., bsmt.

80. RECORD OF NURSES' CERTIFICATES, 1918. 1 v. Discontinued.

Copies of original certificates issued by Department of Registration and Education, Nurse Examining Committee, showing name and address of nurse, date and number of certificate, names of examiners, and date of filing by clerk. Arr. alph. by name of nurse. No index. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

Patents

81. PATENT RECORD, 1869-72. 1 v. Subsequent records in United States Patent Office, Washington, D. C.

Record of patents issued on useful inventions, showing name and address of applicant, names of Secretary of Interior, commissioner of patents, and county clerk, description of patented article, nature of improvements, date and number of patent, and date of recording. Arr. by date of recording. Indexed alph. by name of applicant. Hdw. on pr. fm. 150 p. 18 x 12 x 1½. Co. clk.'s sub-vlt., bsmt.

Militia Roll (See also
entries 103[ix], 139, 140)

82. MILITIA ROLL RECORD, 1861-62. 1 v.

Lists of all free, white, and able-bodied persons subject to military duty as compiled by assessor, showing names of person and township, and classification. Arr. alph. by name of twp. No index. Hdw. under pr. hdgs. 200 p. 16 x 12 x 1½. Co. clk.'s sub-vlt., bsmt.

County Clerk - Licenses
and Registers

(83-90)

Stallion (Stock) Certificates (See
also entries 141, 142)

83. CERTIFICATE OF THOROUGHbred STOCK RECORD, 1893-1909. 1 v. Discontinued.

Copies of stallion certificates, showing certificate number, name and address of owner, pedigree of animal, name of secretary of state board of agriculture, and dates of certificate and filing. Arr. by date of filing. Indexed alph. by name of owner. Hdw. on pr. fm. 400 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

Estrays, Marks and Brands (See
also entry 103[xvii])

84. RECORD OF ESTRAYS, 1827-92. 3 v. Title varies: 'Estray Book, 1827-53. Discontinued.

Estray record showing date and by whom taken up, kind, description, and appraised value of estray, date of publication of notice, clerk's certification of true copy of notice, and names of justice of peace and clerk. Arr. by date of report. No index. Hdw. 150 - 424 p. 12 x 8 x 1½ - 16 x 12 x 2. Level 4, bay 12, State Archives Bldg., Springfield, Ill.

85. (ESTRAYS), 1862-88. In (Miscellaneous Files), entry 102.

Reports to justice of peace of estrays taken up, showing description of animal, names of finder and justice of peace, date and place estray found, appraised value, and date of report. No obvious arr. Hdw.

86. RECORD OF MARKS AND BRANDS AND OATHS OF OFFICE, 1827-91. 1 v. Discontinued. 1821-26 in Supervisors' Record, entry 2.

List of marks and brands used by stock owners, showing name and address of owner, description of mark or brand, and date of filing. Also includes (Register of County Officers), 1839-58, entry 70. Arr. by date of filing. No index. Hdw. 93 p. 12 x 8 x ½. Level 4, bay 12, State Archives Bldg., Springfield, Ill.

Liquor Licenses

87. (LIQUOR LICENSES), 1934--. In Census 1930 (and) Liquor License; entry 68.

Applications and bonds for liquor licenses, showing name, address, and birthplace of applicant, character and location of business, number of years in business, amount and type of goods on hand, amount and date of bond, signatures of sureties and applicant, and notarial acknowledgment. Arr. by date of application. Typed on pr. fm.

Hunting Licenses

88. (APPLICATIONS FOR HUNTING LICENSES), 1909. In (Miscellaneous Files), entry 102.

Resident hunting license applications showing name, age, occupation, residence, and personal description of applicant, date of application, and signature of county clerk. Arr. by date of application. Hdw. on pr. fm.

Dog Licenses (See also
entries 318, 328, 329)

89. DOG TAX RECORD, 1918-31. 2 v. (1, 2). Discontinued.

Register of dog license tags, showing names of assessor, township, and owner, number of male and female dogs, tag numbers, amount of tax, and date. Arr. by date of license. Indexed alph. by names of twp. and owner. Hdw. under pr. hdgs. 200 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

Red Cross Membership (See
also entry 101)

90. RED CROSS MEMBERSHIP BOOK, 1918. 1 v.

Lists of persons from Fayette County enrolled in the American Red Cross, showing names of chapter and members, date, and enrollment number. Arr. by name of chapter. No index. Hdw. 150 p. 14 x 6 x ½. Janitor's strm., bsmt.

County Clerk - Elections;
Bonds and Oaths of Officers;
Fees, Receipts and Expenditures

(91-99)

Elections

(See also entries 103[x,xxiv], 285[xiii])

91. REGISTER OF ELECTORS, 1932--. 40 v.

Register of all legal voters, showing township, election district, and precinct numbers, name of city, name and address of voter, and date of registration. Arr. alph. by name of voter. No index. Hdw. under pr. hdgs. 20 p. 18 x 12 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

92. ABSTRACT OF VOTES, 1932--. 9 folders.

Abstracts of votes in primary and general elections, showing name of each candidate, title of office, total number of votes received by each candidate, and date of election. No obvious arr. No index. Hdw. under pr. hdgs. 18 x 20. Co. clk.'s vlt., 1st fl.

93. POLL BOOKS AND TALLY SHEETS, 1932--. 161 v.

Poll books and tally sheets showing date of election, township and precinct numbers, name, address, and number of each voter, number of votes cast for each candidate, and oaths of clerks and judges of elections. Arr. by number of voter. No index. Hdw. under pr. hdgs.; hdw. on pr. fm. 20 p. 18 x 12 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

Bonds and Oaths of Officers

(See also entries 103[vi], 285[iv-x,xii])

94. OFFICIAL BONDS AND OATHS OF COUNTY AND TOWNSHIP OFFICERS, 1881--. 4 f.b.

Bonds and oaths of coroner, town collectors, sheriff and deputies, and circuit clerk and deputies, showing date, amount, and terms of bond, title of office, signature of official and sureties, date and terms of oath, notarial acknowledgment, and date of filing. Also includes (Town Officers Elected), 1919--, entry 71. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

95. OFFICIAL BOND RECORD, 1878-1908, 1926--. 2 v. (A, B). 1909-25 in Court Record (Miscellaneous), entry 157.

Copies of bonds and oaths of county officials, showing names of officer and sureties, title of office, date and amount of bond, oath, and court approval. Arr. by date of bond. Indexed alph. by name of officer. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

96. JUSTICES' AND CONSTABLES' OFFICIAL BONDS, 1878--. 2 v. (A, B).

Copies of bonds and oaths of justices of peace and constables, showing names of township, principal, and sureties, date and amount of bond, dates of election and oath, and notarial acknowledgment. Arr. by date of bond. Indexed alph. by name of principal. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

97. ASSESSORS' BOND RECORD, 1899--. 2 v. (A, B).

Copies of bonds of township assessors, showing names of township, principal, and sureties, date, amount, and terms of bond, and court order of approval. Arr. by date of bond. Indexed alph. by name of principal. Hdw. on pr. fm. 250 p. 18 x 12 x 1. Co. clk.'s vlt., 1st fl.

98. SUPERVISORS' BOND, 1914--. 1 v. (1).

Copies of bonds of township supervisors, showing date and amount of bond, names of principal, township, and sureties, and notarial acknowledgment. Arr. by date of bond. Indexed alph. by name of principal. Hdw. on pr. fm. 200 p. 16 x 12 x 2. Co. clk.'s vlt., 1st fl.

Fees, Receipts and Expenditures

99. RECEIPTS AND EXPENDITURES OF THE COUNTY CLERK, 1874--. 5 v.

Ledger of receipts and expenditures of county clerk, showing dates, purposes, and amounts of receipts and expenditures, sources of receipts, title of fund from which paid, name of payee, and balance. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 200 p. 14 x 17 x 2. 4 v., 1874-1925, co. clk.'s sub-vlt., bsmt.; 1 v., 1926--, co. clk.'s vlt., 1st fl.

100. BIRTH AND DEATH ACCOUNT RECORD, 1902-21. 1 v. Discontinued. Record of accounts with registrars of births and deaths, showing name of registrar, number of births, deaths, and stillbirths reported, date of report, and date and amount of payment. Arr. by date of report. Indexed alph. by name of registrar. Hdw. under pr. hdgs. 500 p. 18 x 12 x 4. Co. clk.'s sub-vlt., bsmt.

101. RED CROSS ACCOUNT BOOK, 1918. 1 v. Ledger of receipts and expenditures of Red Cross funds in Fayette County, showing date and amount of donation, name of donor, date, amount, and purpose of expenditure, name of payee, and totals. Arr. by date of transaction. No index. Hdw. 150 p. 12 x 8 x 1. Janitor's strm., bsmt.

Miscellaneous Documents

102. (MISCELLANEOUS FILES), 1821-1938. 10 f.d., 49 f.b.

Miscellaneous papers filed in county clerk's office including:

- i. Claims for salaries, materials, mother's and blind pensions, and maintenance of county buildings, 1864-1919.
- ii. Contracts for materials and supplies including contractors' bonds, 1864-1919.
- iii. County budget sheets showing allotments of various funds, 1864-1919.
- iv. Criminal case papers including summonses, executions, subpoenas, petitions, habeas corpus writs, and warrants, 1863-1927.
- v. Jury lists, 1864-1919, showing names and addresses of persons eligible for jury service and date.
- vi. Minutes and roll call of supervisors' meetings, 1864-1919.
- vii. Semiannual reports to county board, 1864-1919, by county clerk, circuit clerk, treasurer, superintendent of schools, coroner, and road commissioners.

Also contains School Plats (Petitions), 1880-98, entry 3; (County Home Plans), 1932, entry 12; (Courthouse Plans), 1932, entry 13; School Treasurer's and Supervisors' Reports, 1938, entry 17; (Reports of Fines Received by Justice of Peace), 1826-54, entry 19; (Road Papers), 1821-1919, entry 20; (School Tax) Levies, 1853-99, entry 31; (Town Officers Elected), 1862-96, entry 71; (Estrays), 1862-88, entry 85; (Applications for Hunting Licenses), 1909, entry 88; (Petition for Incorporation of Village of Brownstown), 1900, entry 242; Personal Property Tax Schedules, 1901, entry 297; Revenue (Corporation Tax Lists), 1887-93, entry 298; Objections to Taxes, 1906, entry 299. No obvious arr. No index. 1821-36, hdw.; 1837-1937, hdw. and hdw. on pr. fm.; 1938, typed. F.d. 8 x 20 x 14; f.b. 5 x 4 x 9. Janitor's strm., bsmt.

103. (Miscellaneous Papers), 1821-1921. 4 f.d. (37-40). Original documents from Fayette County archives now in possession of the Archives Division of the Illinois State Library, including:

- i. Abatement lists of property on which collector was unable to collect taxes, 1851 and 1853, showing date of abatement, name of taxpayer, legal description of property, reason for non-payment of tax, and amount due.
- ii. Abstract of votes, 1821-30, showing date and place of election, names of candidates, number of votes cast, and certification of clerk.
- iii. Applications of freeborn colored persons for the purpose of obtaining freedom papers, 1859-60, showing date of birth, name, age, sex, birthplace and personal description of applicant and each child; also affidavits of witnesses as to correctness of application and moral character of applicant, and dates of application and filing.
- iv. Appointments of road district supervisors, lists of, 1826-58, showing date of appointment, name of appointee, road district number, and orders of the county board regarding road labor required on county and state roads.
- v. Bills and claims allowed by the county board, 1821-39 and 1849-58, showing name of claimant, date, amount, and purpose of claim, and date of certification.
- vi. Bonds and oaths of county clerks, county commissioners, constables, recorders, sheriffs, treasurers, and justices of the peace, 1821-67, 1873-76, 1882-90, showing names of officer,

County Clerk - Miscellaneous
Documents

- date, amount, and obligation of bond, names of sureties, date of oath, and acknowledgment.
- vii. Certificates of birth, 1879-99, showing certificate number, name and sex of child, date of birth, personal and occupational statistics of parents, name of physician, and date of filing.
 - viii. Certificates of deaths and stillbirths, 1879-99, showing certificate number, name, sex, color, age, and occupation of deceased, date, place, and cause of death, physician's signature, and date of filing.
 - ix. Certificates of election of militia officers, 1821-23, showing date, names of candidates, number of votes received by each candidate, and list of voters.
 - x. Certificates of service as judges and clerks of election, 1895, 1910, showing names of judges and clerks, date and place of election, amount of claim for service and travel, and date of filing.
 - xi. Circuit court citations, 1859-62, showing term date, name of person ordered to appear, reason for citation, signature of judge, and date of sheriff's return.
 - xii. Contracts for building bridges, 1833-45, showing names of contractors, sureties, and county board members, dates and amounts of contract and bond, location of bridge, and construction plans and specifications.
 - xiii. Declaration of intention papers, 1864-86, showing names of alien and native country, date and place of entry into United States, oath to renounce allegiance to any foreign power, and date of filing.
 - xiv. Deeds recorded and not called for, 1823-37, showing date of instrument, names of grantor and grantee, legal description of property, consideration, and date of recording.
 - xv. Delinquent tax lists of county lands and Vandalia town lots, 1836-54, showing name of property owner, legal description of property, date of levy, and date and amount of tax due.
 - xvi. Delinquent road tax list, 1862-63, showing road district number, name of the payer, legal description and assessed valuation of land, and amount of road tax due.
 - xvii. Estray papers, 1821-63, showing names of appraiser and person taking up animal, description of animal, appraised value and disposition of estray, and acknowledgment.
 - xviii. Execution papers served by sheriff to satisfy judgments, 1821-50, showing names of plaintiff, defendant, and court, date and amount of execution, and sheriff's return.
 - xix. Indentures of apprenticeship of minor children, 1830-73, showing name and age of child, to whom bound, date and terms of indenture, and acknowledgment.
 - xx. Land patents issued by the state, 1829-37, showing date, name of patentee, legal description of land, consideration, and signatures of Governor and Secretary of State.
 - xxi. Peace bonds, 1842-59, showing names of complainant, defendant, and sureties, nature of complaint, date and amount of bond, and acknowledgment.
 - xxii. Petition to relocate part of road from Vandalia to Louisville, 1863, showing proposed relocation, names of petitioners, and date of petition.
 - xxiii. Petition to county board for new jail building, 1821, including proposed plans for jail, showing date, names of petitioners, dimensions of building and timbers to be used, and description of proposed building site.
 - xxiv. Poll books and tally sheets, 1821, 1825-32, 1834-36, 1860, 1862, 1866, 1876, 1886-96, 1921, showing names of voters and candidates, number of votes for each candidate, total number of votes cast, and date of election.
 - xxv. Receipts (1827-59, 1866-68), for fines from justice of peace courts; for license fees of taverns, peddlers, grocers; and for jury fees, showing date of receipt, name of payor, and purpose and amount of payment.
 - xxvi. Receipts of collector to clerk for tax lists, 1830-39, showing name of collector, valuation of property, amount of tax due, and signature of collector.

- xxvii. Receipts for Illinois Session laws, 1821-35, showing date, title of book, signature of person taking book, and date of return.
 - xxviii. Recognizance bonds, 1821-60, showing term date, names of defendant and sureties, nature of charge, date and amount of bond, and acknowledgment.
 - xxix. Redemption certificates, 1871, showing names of owner and redeemer of delinquent lands, amount of taxes due, date and amount of redemption, and acknowledgment.
 - xxx. Reports to county board on tax assessments and collections, 1844-48, 1852-58, showing dates of levy and collection, name of taxpayer, description and value of personal property and real estate, amounts of tax levies, collections, and abatements, and tax spread.
 - xxxi. Reports of county clerk to county board, 1855-63. Consists of quarterly statements of receipts and expenditures, showing date of report, itemized receipts and expenditures, amount paid into county treasury, number of county orders returned and cancelled, and balance on hand.
 - xxxii. Reports of state auditor to county board on settlement of county collectors with state, 1849, 1851, 1853, showing date of settlement, amount of taxes received, and signature of auditor.
 - xxxiii. Reports of county treasurer to county board, 1847-58, showing itemized receipts and expenditures, and balance available.
 - xxxiv. Resignations of justices of peace, constables, treasurers, and school commissioners, 1828-58, showing name and title of officer, date and reason for resignation, and remarks.
 - xxxv. Road laborers, list of, 1826-58, showing date, names of laborers, and number of days of service for each.
 - xxxvi. Road plat, 1824, showing location of road from Vandalia, Illinois to Vincennes, Indiana, with intersection of road from St. Louis. Not drawn to scale. Artist and surveyor unknown.
 - xxxvii. Swamp land affidavits, 1851-59, showing names of justice, purchaser of land, and witnesses, legal description of land, date and amount of purchase, and acknowledgment.
 - xxxviii. Tax list, 1830, 1833-35, 1837, 1839-59, showing name of property owner, valuation and legal description of property, amount of tax, and date of levy.
 - xxxix. Tax list of non-resident property owners, 1836-38, showing name and address of owner, legal description of property, amount of tax, and certification of clerk of county commissioners' court.
 - xl. Tax sale certificates for lands sold for taxes and costs due, 1835-38, showing legal description of land, amount of taxes and costs due, names of owner and purchaser, date and amount of sale, and acknowledgment.
 - xli. Tax book kept by sheriff, 1831-33. Account of moneys received in payment of taxes, showing name of taxpayer, date and amount of payment, and total amount of receipts.
- No obvious arr. No index. Hdw. on pr. fm. 10 $\frac{1}{2}$ x 15 $\frac{1}{2}$ x 29 $\frac{1}{2}$. Level 4, bay 15, State Archives Bldg., Springfield, Ill.

III. RECORDER

The recorder of Fayette County was originally appointed by the Governor with the advice and consent of the Senate.¹ His bond, set at \$1,500, was to be filed with the Secretary of State. In 1829 the amount of bond was reduced to \$500.² The office became elective in 1835, for a four-year term, and bond was to be approved by the county commissioners' court.³ A two-year term became effective in 1847.⁴ With the adoption of the second constitution the

1. L.1819, p. 19.
 2. R.L.1829, p. 117.
 3. L.1835, p. 166.
 4. L.1845, p. 28. Effective in 1847.

office of recorder was abolished and the duties of that office were delegated to the circuit court clerk in an ex-officio capacity.⁵ The present constitution reestablished the office of recorder in counties having a population of sixty thousand or more but continued the provision of the prior constitution for other counties.⁶ As the population of Fayette County never reached the minimum set by the constitution⁷ the clerk of the circuit court has retained his ex-officio duties as recorder. The amount of the recorder's bond was set at \$5,000 in 1872, and the county judge was to give approval.⁸ This amount was raised in 1874 to \$10,000 for counties having the population of Fayette.⁹ A copy of the bond is entered upon the records of the county clerk.

Assistants and deputies are appointed by the recorder in a number as determined by rule of the circuit court and as entered upon the court record.¹⁰ The compensation of the assistants and deputies is set by the county board. Written oaths of deputies are filed with the Secretary of State.¹¹

In accordance with the duty of the recorder to record at length all written instruments, the following records are required to be kept:

1. An entry book in which are entered data relating to date and order of receipt of instruments to be recorded or filed, and the names of parties and location of property, with a brief description of the premises. Each of such instruments is numbered by the recorder with the corresponding number of the entry. The entry book serves as a table of contents, with descriptive memoranda, for all instruments recorded at length or filed in the recorder's office.
2. Well-bound books for recording at length any instrument in writing entitled to be recorded, in the order of time of its reception. Separate books are allowed to be kept for the recording of different classes of instruments, and two distinct series of document numbers may be used in recording documents received for recordation. One series preceded by the letter "B" is for the recordation of bills of sales of personal property, chattel mortgages, releases, extensions, and assignments thereof. The other series of document numbers is for all other instruments received for recordation.
3. Grantor and grantee indexes. In the grantor index are listed names of the grantors in alphabetical order and the names of the grantees. The grantee index shows the names of the grantees in alphabetical order and the names of the grantors. Each index also shows the date of the instrument, time of receipt, kind of instrument, consideration, book and page of recordation or the number under which it is filed, and a brief description of the premises.
4. Indexes to each book of record in which are entered in alphabetical order the names of each grantor and grantee and page on which the instrument is recorded. This series indexes instruments such as powers of attorney, chattel mortgages, and those recorded by corporations.
5. An index to recorded maps and plats, based on location of property, sometimes arranged by section, township, and range.
6. An abstract book, in effect indexing records by showing for each tract every conveyance or incumbrance recorded, its execution and filing date, and the book and page of its recordation; series optional with county board.

5. Constitution of 1848, Art. V, sec. 19; L.1849, p. 64.

6. Constitution of 1870, Art. X, sec. 8; R.S.1874, p. 833.

7. In 1930 Fayette County had a population of 23,487 (U.S. Census, 1930, Population Bulletin, Illinois, p. 8).

8. L.1871-72, p. 645.

9. R.S.1874, p. 833.

10. Constitution of 1870, Art. X, sec. 9; R.S.1874, p. 833.

11. R.S.1874, p. 833.

Recorder - Entry Books;
Instruments Recorded

(104-108)

7. A separate book to record certificates of honorable discharge from military, aviation, and naval service.¹²

The recorder, in recording at length any instrument in writing, is permitted to make a handwritten or typewritten transcription, a photographic or photostatic reproduction, or to use a combination of these methods.¹³ In addition to the instruments received for recordation, the recorder is required, upon receipt, to file any mortgage, trust deed, or conveyance of personal property having the effect of a mortgage or lien upon such property which is endorsed with the words, "This instrument to be filed, but not recorded." The recorder marks such instruments "filed" and enters the time of their receipt and files them in his office.¹⁴

Entry Books
(See also entry 33)

104. ENTRY BOOKS, 1821--. 20 v. (3 not lettered, B, C, C, D, F, E, G-Q). Missing: 1849-67. Title varies: Deed Entry Book, 1 v. not lettered, 1821-48.

Register of instruments filed for recordation, showing date and number of recordation, type and date of instrument, names of grantor and grantee, legal description of property, book and page of record, amount of fee, and name of person receiving instrument. 1821-73, arr. by date of recordation; 1874-- , arr. by entry no. No index. 1821-48, hdw.; 1868-- , hdw. under pr. hdgs. 150 - 600 p. 12 x 8 x 1 - 18 x 12 x 3. 3 v. not lettered, v. D, E, E, G-Q, 1821-48, 1868-80, 1899-- , cir. clk.'s vlt., 1st fl.; v. B, C, C, 1881-98, cir. clk.'s sub-vlt., bsmt.

105. ENTRY OF CONVEYANCES LANDS, 1816-78. 1 v. Discontinued. List of original land conveyances in Fayette County, showing numbers of township and range, names of grantor and grantee, legal description of property, number of acres, and date of conveyance. Arr. by twp. no. No index. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

106. LAND BOOK, 1816-50. 1 v. Discontinued. State auditor's list of original land entries, showing date of entry, legal description of property, number of acres, and name of owner. Arr. by sec., twp., and range. No index. Hdw. 150 p. 17 x 10 x 1. Cir. clk.'s vlt., 1st fl.

107. ENTRY LEDGER VANDALIA LOTS, 1822-37. 1 v. Discontinued. Record of sales of lots in original site of Vandalia, showing names of purchaser and agent, amounts of cash payment and credit, dates of sale, interest payment, and credit extensions. Arr. by date of sale. Indexed by lot no. Hdw. 300 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

Instruments Recorded

General

108. GENERAL INDEX GRANTOR - GRANTEE, 1821--. 64 v. (1-8, 1821-1911, 24 not numbered, 1898-- , grantor; duplicate series for grantee). Index to recorded instruments, showing names of grantor and grantee, type, date, and number of instrument, consideration, legal description of property, book and page of record, and date of filing. Serves the following records: Miscellaneous Record, entry 110; Quitclaim Deed Record, entry 111; Warranty Deed Record, entry 112; Master's Deed Record, entry 113; Sheriff's Deed Record, entry 114; Administrators' Deed Record, entry 115; Tax Deed Record, entry 116; Trust Deed Record, entry 117; Mineral Deeds (Record), entry 118; Coal Deeds and Releases, entry 119; Ramsey Coal Deeds, entry 120; Mortgage Record, entry 121; Release Record, entry 123; Chattel Mortgage Record, entry

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12. L.1819, p. 18,20,21; R.L.1829, p. 116,117; L.1847, p. 69; L.1853, p. 254; L.1867, p. 148; L.1869, p. 2; L.1871-72, p. 645,646; L.1873, p. 144; R.S.1874, p. 834-37; L.1917, p. 652; L.1925, p. 521; L.1933-34, Third Sp. Sess., p. 214.
13. L.1933-34, Third Sp. Sess., p. 214.
14. L.1927, p. 521; L.1929, p. 592-94; L.1933, p. 860.

126; and Oil and Gas Leases (Record), entry 143. Arr. alph. by names of grantor and grantee. Hdw. under pr. hdgs. 400 - 600 p. 10 x 17 x 4 - 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

109. DEEDS (Uncalled for Documents), 1834-1912. 11 f.b. Original documents filed for recording and uncalled for, including releases, warranty, quitclaim, master's, sheriff's, administrators', trustees', guardians', construction, release, tax, and cemetery deeds, bonds for deeds, sheriff's certificates of levy and sale, sheriff's and master's certificates of redemption, certificates of election of trustees, powers of attorney, real estate and chattel mortgages, school mortgages, mortgage extensions, real estate liens, bills of sale, land patents, United States land warrants to men who served in the War of 1812, miscellaneous transcripts, affidavits and contracts, plats of additions to city of Vandalia, county surveyor's plats of graveyards, surveyor's reports of road surveys, ordinances of Bingham Village, last wills and testaments, bylaws and articles of incorporation of Toledo and East St. Louis Railroad, abstracts for incorporations, drainage agreements, certified copy of township road district plat for Carson Township, 1902, assignments of judgments, appointments of deputy circuit clerks, certificates of stock transfers, bonds of township treasurers, and oil and gas leases. Arr. alph. by name of grantee or principal party. No index. Hdw. and hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

110. MISCELLANEOUS RECORD, 1821--. 108 v. (A-I, K-Z, 3-6, 9-13, 16, 17, 19, 24, 25, 28, 31, 32, 37, 38, 41, 42, 44, 47, 49, 55, 60-63, 65, 75, 76, 81, 84, 87, 88, 90, 98, 111, 115, 129, 143, 146, 151, 155, 158, 173, 179, 180, 186, 190, 191, 195, 197, 198, 200, 201, 208, 214, 232, 241, 246, 258, 260, 268, 281, 282, 289, 290, 293, 296, 297, 299, 305, 309, 310, 313, 315-318, 320, 323). Recurrent title variations: Record; Deed Record; Mortgage Record; Miscellaneous Deed Record; Miscellaneous Instruments Record; Warranty Deed Record. Recordation of miscellaneous instruments not fitting printed forms, including warranty, quitclaim, trust, trustees', and sheriff's deeds, deeds for coal and mineral rights, real and chattel mortgages, county and township officials' bonds, powers of attorney, releases of real and chattel mortgages, federal and school land patents, architects' and veterinarians' licenses, certificates of incorporation and dissolution of profit and nonprofit corporations, election of trustees, stock transfers, surveyors' plats, assignments, and franchises. Also contains Quitclaim Deed Record, 1821-65, entry 111; Warranty Deed Record, 1821-68, entry 112; Master's Deed Record, 1847-98, entry 113; Sheriff's Deed Record, 1821-78, 1928--, entry 114; Administrators' Deed Record, 1824-1916, entry 115; Tax Deed Record, 1835-68, 1875-84, entry 116; Trust Deed Record, 1821-70, 1882--, entry 117; Mineral Deeds, 1936-37, entry 118; Mortgage Record, 1821-60, entry 121; Release Record, 1821-86, entry 123; Chattel Mortgage Record, 1821-60, entry 126; Oil and Gas Leases, 1905--, entry 143. Arr. by date of recordation. For index, see entry 108. 1821-73, hdw.; 1874-1909, hdw. and hdw. on pr. fm.; 1910--, typed and hdw. and typed on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

Deeds (See also
entry 103[xix], 109)

111. QUITCLAIM DEED RECORD, 1866--. 25 v. (8, 27, 34, 52, 66, 74, 78, 92, 104, 113, 124, 125, 145, 156, 164, 183, 205, 216, 225, 240, 256, 274, 287, 308, 311). Title varies: Deed Record, v. 52, 66, 1880-86; v. 78, 1889-91. 1821-65 in Miscellaneous Record, entry 110.

Recordation of quitclaim deeds, showing names of grantor and grantee, date and number of instrument, consideration, legal description of property, acknowledgment, and dates of filing and recording. Also contains Tax Deed Record, 1885--, entry 116. Arr. by date of recordation. For index, see entry 108. 1866-1915, 1917-37, hdw. on pr. fm.; 1916, 1938--, hdw. and typed on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

112. WARRANTY DEED RECORD, 1869--. 74 v. (15, 18, 20, 26, 29, 30, 33, 39, 43, 45, 51, 53, 54, 58, 64, 67, 70, 77, 82, 91, 94, 95, 100, 101, 105, 108, 114, 116, 119, 122, 127, 131, 135, 138, 144, 148, 153, 154, 157, 160-163, 170, 171, 174, 177, 182, 184, 185, 193, 194, 211, 215, 219, 223, 228, 230, 234-236, 242, 243, 247, 253,

Recorder - Instruments
Recorded

(113-119)

259, 263, 266, 270, 275, 278, 283, 294, 303). Title varies: Deed Record, 1821-68 in Miscellaneous Record, entry 110.

Recordation of warranty deeds, showing names of grantor, grantee, and witnesses, consideration, legal description of property, stipulations, names of witnesses, notarial acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

113. MASTER'S DEED RECORD, 1899--. 2 v. (130, 167). 1847-98 in Miscellaneous Record, entry 110.

Recordation of masters' deeds, showing date and number of instrument, names of plaintiff and defendant, copy of court decree, legal description of property, place, date, and amount of sale, copy of court approval, name of purchaser, signature of master in chancery, notarial acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

114. SHERIFF'S DEED RECORD, 1879-1927. 1 v. (46). 1822-78, 1928-- in Miscellaneous Record, entry 110.

Recordation of deeds given by sheriff on executions, showing names of person against whom judgment entered and purchaser, name of person receiving judgment, dates and amounts of judgment and sale, legal description of property, signature of sheriff, notarial acknowledgment, and dates of instrument, filing, and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

115. ADMINISTRATORS' DEED RECORD, 1917--. 1 v. (207). 1824-1916 in Miscellaneous Record, entry 110.

Recordation of deeds given by administrators, guardians, or executors, showing number and date of instrument, names of administrator, guardian, or executor, estate, and heirs, copy of order of court for approving sale, date, place, and amount of sale, name of purchaser, legal description of property, notarial acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

116. TAX DEED RECORD, 1869-74. 2 v. (14, 35). 1835-68, 1875-84 in Miscellaneous Record, entry 110; 1885-- in Quitclaim Deed Record, entry 111.

Recordation of tax deeds, showing legal description of property, amount of judgment, year of delinquent tax, names of county collector, original owner, and purchaser, place, amount, and date of sale, signature of county clerk, notarial acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 400 p. 16 x 10 x 2. Cir. clk.'s vlt., 1st fl.

117. TRUST DEED RECORD, 1871-81. 1 v. (21). 1821-70, 1882-- in Miscellaneous Record, entry 110.

Recordation of trust deeds, showing names of grantor and grantee, consideration, legal description of property, stipulations, acknowledgment, and dates of instrument, filing, and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

118. MINERAL DEEDS (Record), 1938--. 3 v. (312, 314, 321). 1936-37 in Miscellaneous Record, entry 110.

Recordation of deeds for mineral rights, showing names and addresses of grantor and grantee, amount of mineral interest sold, legal description of property, stipulations of sale, date and number of instrument, notarial acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

119. COAL DEEDS AND RELEASES, 1913-22. 1 v. (210).

Recordation of deeds and releases to coal rights, showing name of grantor and grantee, date and number of instrument, legal description of property, consideration, stipulations as to coal rights, releases, and property damages, acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 500 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

For other records of coal deeds, 1895-1928, see entry 110.

Recorder - Instruments
Recorded

(120-126)

120. RAMSEY COAL DEEDS, 1895. 1 v. (117).
Recordation of deeds to coal rights of Ramsey Coal Company, showing names of grantor and grantee, date and number of instrument, legal description of property, consideration, stipulations as to coal rights and damages, acknowledgment, and dates of filing and recording. Arr. by date of recordation. For index, see entry 108. Hdw. on pr. fm. 500 p. 14 x 10 x 2. Cir. clk.'s vlt., 1st fl.

For other records of coal deeds, see entries 110, 119.

Mortgages - Real Estate (See
also entry 109)

121. MORTGAGE RECORD, 1861--. 62 v. (2, 7, 23, 36, 48, 57, 59, 68, 73, 83, 86, 93, 97, 99, 107, 110, 112, 118, 120, 121, 123, 132-134, 137, 139, 141, 149, 150, 152, 159, 167, 168, 175, 178, 187, 188, 192, 196, 202, 203, 212, 222, 224, 227, 229, 231, 237, 238, 244, 250, 252, 255, 262, 265, 272, 279, 285, 289, 291, 295, 307). Title varies: Real Estate Mortgage Record; Amortization Record. 1821-60 in Miscellaneous Record, entry 110.
Recordation of real estate mortgages and marginal releases, showing names and addresses of mortgagor and mortgagee, amounts of mortgage and payments, legal description of property, stipulations, notarial acknowledgment, and dates of instrument, maturity, filing, recording, and release. Arr. by date of recordation. For index, 1861--, see entry 108; for additional index, 1882-1911, see entry 122; for index to marginal releases, 1905-11, see entry 124. 1861-1908, hdw. on pr. fm.; 1909--, hdw. on pr. fm. and typed. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

122. MORTGAGE INDEX MORTGAGOR-MORTGAGEE, 1882-1911. 8 v. (1-4, mortgagor; 1-4, mortgagee).
Index to Mortgage Record, entry 121, showing names of mortgagor and mortgagee, date and amount of mortgage, legal description of property, book and page of record, and date of filing. Arr. alph. by name of mortgagor and mortgagee. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

123. RELEASE RECORD, 1887--. 13 v. (85, 103, 126, 147, 169, 172, 204, 206, 220, 221, 233, 249, 271). 1821-86 in Miscellaneous Record, entry 110.
Recordation of releases, showing names of grantor and grantee, type of instrument released, book and page of record, consideration, legal description of property, notarial acknowledgment, and dates of release, filing, and recording. Arr. by date of recordation. For index, 1887-1904, 1912--, see entry 108; for additional index, 1905-11, see entry 124. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.
For record of coal deed releases, see entry 119.

124. RELEASE INDEX, 1905-11. 1 v.
Index to Release Record, entry 123, and marginal releases in Mortgage Record, entry 121, showing names of grantor and grantee, book and page of entry, and dates of release and filing. Arr. alph. by name of grantor and grantee. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

Mortgages - Chattel (See
also entry 109)

125. CHATTEL MORTGAGES, 1934--. 4 f.b. (A-D).
Original chattel mortgages filed with recorder but not recorded, showing date and number of instrument, names of mortgagor and mortgagee, amount and date of mortgage, date due, rate of interest, stipulations, description and location of chattel property, signature of mortgagor, notarial acknowledgment, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

126. CHATTEL MORTGAGE RECORD, 1861--. 49 v. (1, 22, 40, 49, 56, 71, 72, 80, 89, 96, 102, 106, 109, 128, 136, 140, 142, 165, 166, 176, 181, 189, 199, 209, 213, 217, 218, 226, 239, 245, 248, 251, 253, 254, 257, 261, 264, 269, 273, 276, 277, 280, 284, 286, 288, 292, 300, 304, 306). 1821-60 in Miscellaneous Record, entry 110.
Recordation of chattel mortgages, showing date and number of instrument, names of mortgagor and mortgagee, date and amount of mortgage, list and description of chattel property, date and amount of payments due, dates of

maturity, filing, and acknowledgment. Arr. by date of recordation. For index, 1861-80, see entry 108; and 1881--, see entry 127. 1861-92, hdw. on pr. fm.; 1893-1908, hdw. and hdw. on pr. fm.; 1909--, typed and hdw. and typed on pr. fm. 600 p. 18 x 12 x 3. 13 v., 1861-72, 1877-1904, strm., bsmt.; 30 v., 1872-77, 1893-1937, cir. clk.'s sub-vlt., bsmt.; 6 v., 1931--, cir. clk.'s vlt., 1st fl.

127. CHATTEL MORTGAGE INDEX, 1881--. 7 v. (1-7).
Index to Chattel Mortgage Record, entry 126, showing names of mortgagor and mortgagee, consideration, book and page of entry, and dates of instrument and filing. Arr. alph. by name of mortgagor. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. V. 1, 1881-97, strm., bsmt.; v. 2-4, 1898-1928, cir. clk.'s sub-vlt., bsmt.; v. 5-7, 1929--, cir. clk.'s vlt., 1st fl.

128. INDEX TO LIENS ON CHATTELS (Record), 1922--. 1 v. (1). Last entry 1932.
Recordation of liens and releases on chattel property, showing date and number of instrument, names of claimant and defendant, description of property, type and purpose of lien, date and amount of claim, address of claimant, acknowledgment, date and reason for release, and date of filing and recording. Arr. by date of recordation. Indexed alph. by name of claimant. Hdw. on pr. fm. 300 p. 16 x 10 x 2. Cir. clk.'s vlt., 1st fl.

Certificates of Levy, Sale
and Redemption (See also
entries 109, 285[xv-xix])

129. MASTER'S AND SHERIFF'S CERTIFICATES, 1842--. 4 v. (2 not labeled, B, 1). Title varies: Certificates of Sale and Redemption, 1873-1918.
Recordation of sheriff's certificates of levy, sale, and redemption not fitting printed forms, showing names of plaintiff, defendant, sheriff, and court, dates and amounts of judgment, execution, and fee bill, date, place, and amount of sale, legal description of property, date and number of instrument, and dates of filing and recording. Also includes copies of master's certificates of sale and redemption, 1860--, not fitting printed forms, showing names of plaintiff, defendant, and master in chancery, date of decree, legal description of property, date, place, and amount of sale, date and amount of redemption, and dates of instrument, filing, and recording. Arr. by date of recordation. 1842-1918, hdw.; 1919--, typed. 150 - 600 p. 12 x 8 x 1 - 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.
For other records of sheriff's certificates, see entries 130, 131; and for other records of master's certificates, see entries 133, 134; for original master's certificates, see entry 132.

130. (Sheriff's) CERTIFICATES LEVY AND SALE, 1857--. 1 v. (C). Last entry 1933.
Copies of sheriff's certificates of levy and sale fitting printed forms, showing names of plaintiff, defendant, purchaser, and court issuing writ, legal description of property, date of execution, date, place, and amount of sale, signature of sheriff, and dates of filing and recording. Arr. by date of recordation. Indexed alph. by name of plaintiff. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.
For other records of sheriff's certificates, see entries 129, 131.

131. SHERIFF'S CERTIFICATE OF (Levy), SALE, AND REDEMPTION, 1882--. 1 v. (1). Last entry 1922.
Recordation of sheriff's certificates of levy, sale, and redemption not fitting printed forms, showing names of plaintiff, defendant, and sheriff, dates and amounts of judgment, execution, and fee bill, date, place, and amount of sale, legal description of property, date and number of instrument, and dates of filing and recording. Arr. by date of recordation. Indexed alph. by name of plaintiff. Hdw. 500 p. 16 x 12 x 2. Cir. clk.'s vlt., 1st fl.
For other records of sheriff's certificates, see entries 129, 130.

132. CERTIFICATES OF MASTER'S SALES, 1861-1903, 1907-12. 2 f.b.
Missing: 1904-6.
Original certificates of master's sales, showing names of plaintiff and defendant, legal description of property, date and amount of sale, signature of master in chancery, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

133. MASTER'S CERTIFICATES OF SALE, 1885--. 2 v. (3, 4).
Copies of master's-in-chancery certificates of sale fitting printed form, showing names of plaintiff, defendant, and purchaser, date, place, and amount of sale, legal description of property, signature of master in chancery, and dates of decree, instrument, filing, and recording. Arr. by date of recordation. Indexed alph. by name of plaintiff. Hdw. on pr. fm. 500 p. 16 x 12 x 2. Cir. clk.'s vlt., 1st fl.

For other records of master's certificates, see entries 129, 134; for original master's certificates, see entry 132.

134. MASTER'S CERTIFICATES OF SALE AND REDEMPTION, 1882--. 1 v. (2).

Last entry 1929.

Copies of master's certificates of sale and redemption not fitting printed forms, showing names of plaintiff, defendant, and master in chancery, date of decree, legal description of property, place, date, and amount of sale, date and amount of redemption, and dates of instrument, filing, and recording. Arr. by date of recordation. Indexed alph. by name of plaintiff. Hdw. 500 p. 16 x 12 x 2. Cir. clk.'s vlt., 1st fl.

For other records of master's certificates of sale, see entries 129, 133; for original master's certificates of sale, see entry 132.

Other Instruments

135. CERTIFICATE OF ELECTION OF TRUSTEE, 1875--. 1 v. (A).

Copies of certificates of election of trustees for churches, lodges, societies, and cemetery associations, showing date of election, names of organization, and present and previous trustees, notarial acknowledgment, and dates of certificate, filing, and recording. Arr. by date of recordation. Indexed alph. by name of organization. 1875-1920, hdw. on pr. fm.; 1921--, typed. 350 p. 16 x 12 x 3. Cir. clk.'s vlt., 1st fl.

For other certificates of election of trustees, see entries 109, 110, 184.

136. TOWNSHIP TREASURERS' BONDS (Record), 1891--. 1 v. (1). Last entry 1936.

Copies of township school treasurers' bonds, showing names of sureties and principal, numbers of township and range, amount and conditions of bonds, signatures of sureties, notarial acknowledgment, approval by trustees and county superintendent of schools, and dates of filing and recording. Arr. by date of recordation. Indexed alph. by name of principal. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

For original bonds of township school treasurers, see entry 109.

137. TOWN COLLECTORS' BOND RECORD, 1873-1918. 3 v. (2-4). Discontinued.

Copies of township collectors' bonds, showing date and amount of bond, names of principal, sureties, and township, oath of collector, acknowledgment, and dates of filing and recording. Arr. by date of recordation. Indexed alph. by name of principal. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

138. REGISTER OF FARM NAMES, 1915--. 1 v. Last entry 1928.

Register of names of farm lands, showing names of farm, owner, and township, legal description of property, notarial acknowledgment, and date of registration. Arr. by date of registration. Indexed alph. by name of owner. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

139. SOLDIERS' DISCHARGE RECORD, 1919--. 1 v.

Copies of soldiers' honorable discharges and enlistment records, showing name, number, and rank of soldier, date and reason for discharge, age and occupation at enlistment, personal description, date and place of enlistment, record of prior service, marksmanship, horsemanship, battles, engagements, skirmishes, and expeditions, types of decorations, medals and citations, vocation, wounds received in service, destination and physical condition at time of discharge, marital status, character, dates of sailing from and to the United States, list of absences without leave, and dates of filing and recording. Arr. by date of recordation. Indexed alph. by name of soldier. 1919-23, typed on pr. fm.; 1924--, typed. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

140. RECORD OF SOLDIERS AND SAILORS, 1917-18. 1 v. Discontinued.

List of World War soldiers and sailors from Fayette County, showing serial

and order numbers, name and home address, date of birth, age, and marital status of soldier, date of induction, volunteer or selective service, rank, honorable mentions and awards, dates of promotions, death, or discharge, and names of company and battalion, regiment, or division. Arr. alph. by name of soldier or sailor. No index. Hdw. under pr. hdgs. 200 p. 16 x 10 x 2. Cir. clk.'s vlt., 1st fl.

141. STALLION LICENSE RECORD, 1910-18. 1 v. Discontinued as county record; subsequently kept by State Department of Agriculture. Recordation of stallion licenses, showing name, description, certification of grade, and pedigree of stallion, names of owner, and veterinarian, dates of foaling, license, expiration of license, and filing, and signatures of secretaries of Illinois Department of Agriculture and stallion registration board. Also contains Stallion Renewal Certificate Record, 1911-14, entry 142. Arr. by date of recordation. Indexed alph. by name of owner. Hdw. on pr. fm. 450 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.
For prior similar records, see entry 83.

142. STALLION RENEWAL CERTIFICATE RECORD, 1915-18. 1 v. 1911-14 in Stallion License Record, entry 141. Discontinued as county record; subsequently kept by State Department of Agriculture. Copy of renewals of stallion licenses issued by Illinois stallion registration board, showing license number, name and breed of horse, names of original and present owner, signatures of secretaries of Illinois Department of Agriculture and stallion registration board, and dates of license, filing, and recording. Arr. by date of recordation. Indexed alph. by name of owner. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s sub-vlt., bsmt.;

143. OIL AND GAS LEASES (Record), 1936-38. 3 v. (298, 301, 302). 1905-- also in Miscellaneous Record, entry 110. Copies of oil and gas leases, showing names of lessor, lessee, and witnesses, legal description of property, consideration, stipulations, notarial acknowledgment, and dates of instrument, filing, and recording. Arr. by date of recordation. For index, see entry 108. Typed and typed on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

144. UNITED STATES PATENTS, 1843-75. 1 f.b. Original United States land patents filed for recording and not called for, showing legal description of land, signatures of President of the United States and secretary to the President, name of patentee, consideration, and dates of patent and filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

145. PRE-EMPTION I. C. R. R., 1852-53. 1 f.b. Discontinued. Notices by residents on Illinois Central Railroad federal land grants to railroad trustees of right to purchase such lands which had been improved prior to such grants, showing legal description of land, affidavits by owner describing improvements and date made, affidavits by two disinterested persons concerning improvements, signatures of affiants and owner, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

Maps and Plats
(See also entries 109, 390-392)

146. (PLAT RECORD), 1835--. 1 v. Last entry 1935. Recordation of political plats of towns, cities, villages, additions, cemeteries, reservoir sites, and railroads, showing number and title of plat, name of county surveyor, legal description of property, and dates of survey, plat, filing, and recording. Arr. by plat no. Draftsman, county surveyor. No index. 1 in. to 40 chains - 1 in. to 200 ft. 100 p. 30 x 24 x 2. Hand-drawn. Cir. clk.'s vlt., 1st fl.

147. GOVERNMENT SURVEY BOOK FAYETTE COUNTY, 1869. 1 v. Certified copies of plats of original government survey of Fayette County, showing legal description of townships, location of cornerstones, directions from base line, type and location of surveyors' markers and courses they bear, witness trees, links distant, and certification by United States Recorder. 1 in. to 40 chains. Original survey by United States Surveyor. Reproduction by United States Printing Office. Poor condition. Arr. by twp. no. No index. Hdw. on pr. fm. 50 p. 22 x 14 x 1. Cir. clk.'s vlt., 1st fl.

Receipts and Expenditures

148. (RECEIPTS AND EXPENDITURES, RECORDER), 1878--. In Receipts and Expenditures, Circuit Clerk, entry 283.

Register of receipts and disbursements of recorder, showing date, amount, and purpose of receipt or expenditure, name of recipient or payer, total amount of receipts and expenditures, balance, and signature of recorder.

IV. COUNTY COURT

The county court serves as the judicial branch of county government. This court is administered by the county judge who is elected for a four-year term by the county electorate. Before entering upon the duties of his office, the county judge is required to take and subscribe to an oath which he files with the Secretary of State. The compensation of the Fayette county judge was originally set at \$2.50 per diem for holding court, which was paid quarterly from the county treasury.¹ Today, the judge in this county receives \$2,250 per annum.² The court hears and determines matters in which it has original or concurrent jurisdiction including appeals from the justices of the peace and police magistrates.³

At the time of the organization of Fayette County the powers of the judiciary in all counties were administered only by the justices of the peace,⁴ the probate judge,⁵ and the circuit court.⁶ Later, a civil and criminal court with jurisdiction coextensive with the county lines was established under the provisions of the Constitution of 1848 and legislation of 1849. The court created was the county court.⁷ This unit of county government was established with a partial reversion to the dual function, administrative and judicial, of the local judiciary in Illinois under the Territorial Laws prior to 1818. The court was different from the territorial courts in that its composition varied for each of the two functions. The judicial court was administered by the county judge, who was elected by the county electorate and commissioned by the Governor. His original four-year tenure of office has remained effective to the present.⁸ As the governing body, the court was made up of the county judge and two justices of the peace.⁹

Under the second constitution, complete separation of county business powers from the judicial could be had with the acceptance by the county electorate of an independent administrative body, the board of supervisors, established under township organization.¹⁰ This plan of government was not selected immediately, and Fayette was governed by the dual county court until 1860, when the county board of supervisors became successor to the county court in its jurisdiction over county affairs and business. From that date on, the county court has served only as a judicial court in Fayette County.

The county court as established in 1849 was vested with the same civil and criminal jurisdiction as the justices of the peace. The county judge was made conservator of the peace for the county. He was given the same power and authority as the circuit judge in observing order in the court and punishing contempts offered the court while in session.¹¹ Suits for sale of delinquent lands for taxes of 1848 and prior years could be brought and presented in either the circuit or county court, but for taxes of subsequent years, the county court was given exclusive original jurisdiction.¹² The court also exercised jurisdiction equal with that of the circuit court

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1. L.1849, p. 62,63.
 2. L.1933, p. 616.
 3. R.S.1874, p. 339,340; L.1881, p. 70.
 4. Constitution of 1818, Art. IV, sec. 8; L.1819, p. 192.
 5. L.1821, p. 119.
 6. L.1819, p. 380.
 7. Constitution of 1848, Art. V, sec. 16; L.1849, p. 62.
 8. L.1849, p. 62; R.S.1874, p. 339; L.1933, p. 451.
 9. L.1949, p. 65.
 10. Constitution of 1848, Art. VII, sec. 6; L.1849, p. 192,202-4; L.1851, p. 38,50-52.
 11. L.1849, p. 65.
 12. Ibid., p. 126.

over naturalization.¹³

In addition to its civil and criminal jurisdiction, the court was vested with all the powers and jurisdiction in probate matters which were vested prior to this date in the court of the probate justice. The court was given concurrent jurisdiction with the circuit court in hearing and determining applications for the sale of real estate of deceased persons for the payment of debts for the estate.¹⁴ In Fayette County the county judge has served to the present in his ex-officio capacity as judge of the probate court.¹⁵

The law jurisdiction of the county court in Fayette County is concurrent with that of the circuit court in that class of cases wherein the justices of the peace have jurisdiction where the value of the amount in controversy does not exceed \$1,000,¹⁶ in all cases of appeals from justices of the peace and police magistrates, and in all criminal offenses and misdemeanors where the punishment is not imprisonment in the penitentiary or death.¹⁷ The county court also has original jurisdiction in matters relating to indigent mothers¹⁸ and jurisdiction over insane persons not charged with crime.¹⁹

The county and circuit courts have original jurisdiction in cases of juvenile offenders. This jurisdiction is over matters dealing with dependent, neglected, and delinquent children. The authority includes provision for the treatment, control, maintenance, adoption, and guardianship of such children.²⁰

In 1899 provision was made for the appointment by the court of a juvenile probation officer to serve without compensation from the public treasury and at the pleasure of the court.²¹ In 1907 an amendment to this act authorized the court to allow compensation to such officers in a sum to be set by the county board, but the power of the court to appoint probation officers to serve without pay was in no way abridged by this legislation.²² An amendment of 1925 provided that if more than one probation officer were appointed, one was to be designated the chief probation officer. To be eligible for the position of chief probation officer, the candidate was required to have had experience in social welfare work equivalent to one year spent in active practical welfare work. Minimum rates, based upon population, were established for the compensation of these officers, the county board to fix the amount. Where a county had only one probation officer, the salary rates were made to apply to that individual. For Fayette County, and others with a population of twenty-five thousand or less,²³ the rate is set at a sum not less than \$50 a year for each one thousand inhabitants but not more than \$900 annually in any case.²⁴ Fayette County has no regular probation officer. When the services of such an officer are required, the judge makes a temporary appointment to cover the particular case.

The officer under consideration makes investigation on order of the court and takes charge of the child before and after trial. He is required to be present at the court hearing in order that he may represent the interest of the child. This officer also furnishes information and assistance as

13. U.S.S. At Large, v. 2, p. 155.

14. L.1849, p. 65.

15. Constitution of 1870, Art. VI, sec. 18; R.S.1874, p. 339; L.1933, p. 449.

16. Under the laws of 1872 and the revised statutes of 1874, jurisdiction was in cases wherein the amount involved was not over \$500. (L.1871-72, p. 325; R.S.1874, p. 340). Legislation enacted in 1933 extended the jurisdiction to \$2,000 (L.1933, p. 452), but a later amendment of the same session, passed June 21, placed the jurisdiction in cases where the amount involved is not over \$1,000 (*ibid.*, p. 449).

17. R.S.1874, p. 340; L.1877, p. 77; L.1933, p. 448.

18. L.1913, p. 127; L.1915, p. 243; L.1921, p. 164; L.1935, p. 256.

19. L.1869, p. 366; R.S.1874, p. 685.

20. L.1899, p. 131-37; L.1901, p. 141-44; L.1905, p. 152-56; L.1907, p. 70-78.

21. L.1899, p. 133.

22. L.1907, p. 69,70.

23. In 1930 the population of Fayette County was listed as 23,487 (U.S. Census, 1930, Population Bulletin, Illinois, p. 8).

24. L.1925, p. 187,188.

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required by the court.²⁵

Upon petition filed with the clerk of the court for the removal of a neglected or dependent child from the custody of its parents or guardian, process is issued for appearance. The summons may be served by the sheriff or by the duly appointed probation officer.²⁶

At any time after the filing of the petition and pending final disposition, the court may allow the child to remain in the possession of its custodian, or in its home subject to the visitation of the probation officer; or the child may be ordered in custody of the probation officer.²⁷ If upon hearing the case the court finds the child to be dependent or neglected, the court may commit the child to an association or institution, or allow the child to remain in his home subject to the visitation of the probation officer.²⁸ In a similar fashion the probation officer for adults, an appointee of the circuit court, assists the county court in the administration of justice among adult violators.²⁹ In Fayette County the sheriff usually acts in this capacity.

In cases of delinquency, if the court finds any child to be delinquent, the court may commit the child to an institution or to the custody of the probation officer. The court may, upon its discretion, send juvenile offenders and vagrants to the state reform school rather than to the county jail.³⁰

Another probation officer, also an appointee of the county court, assists the court in mothers' pension cases. The state and county funds for indigent mothers and their children are administered by the county court, its appointed probation officers, the county board, with the assistance of the county clerk, the county treasurer, and the State Department of Public Welfare. The county court, however, is given original jurisdiction in these matters.³¹ The township supervisors in Fayette County act as probation officers in such cases.

A mother whose husband is dead or incapacitated, or who is abandoned by her husband, is entitled to the benefits of the mothers' pension fund. Such mother in need may file an application with the county court for relief. The case of the applicant is then investigated by the probation officer under the direction of the court.

A report and recommendation of the approval or disapproval of such application is then made by this officer to the court. If the application is approved, the probation officer or other person may file with the clerk of the court a written petition verified by affidavit setting forth the facts giving the court jurisdiction and other facts upon which an order for relief is entered. Upon receipt of the petition, a summons is issued to the mother and the county board for appearance. The usual procedure is for the board to make a written appearance. Upon the hearing in court, the court may make an order upon the county board to pay monthly such money as may be necessary for the care of the mother and her child or children in accordance with the provisions of law.

To carry out this procedure, the county court appoints the probation officer who serves during the pleasure of the court and is compensated for his services by the county in such amount as determined by the county board. As noted above, this officer is required to investigate all applications for relief and make a written report to the court. In addition to this duty, the probation officer makes quarterly visits and supervises, under the direction of the court, the families to which such assistance has been granted.³²

The county board annually levies a tax on all taxable property to provide for the mothers' pension fund. The levy is made not in excess of two-

25. L.1899, p. 133; L.1925, p. 187,188.

26. L.1899, p. 132,133; L.1905, p. 153,154; L.1907, p. 72,73.

27. L.1907, p. 74.

28. L.1923, p. 180,181.

29. L.1911, p. 280-82.

30. L.1907, p. 75.

31. L.1913, p. 127; L.1915, p. 243; L.1921, p. 164; L.1935, p. 256.

32. L.1933, p. 194; L.1935, p. 256.

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fifths of one mill on a dollar in Fayette County.³³ In addition, the General Assembly, from time to time, makes appropriations to the State Department of Public Welfare, which funds, in turn, are distributed to the several counties to supplement the pension fund. To become entitled to the state appropriation, the county must meet the standards of administration set by the state agency. The county treasurer certifies to the state department an itemized statement, attested by the county clerk, of the money paid out during each quarter in accordance with the legislative provisions for this pension and also certifies annually the total assessed valuation and amount of money raised by tax levy for the mothers' pension fund.³⁴

Jurisdiction in the election procedure is vested variously in the county board, the county court, and the county clerk. In the event that any city, village, or incorporated town adopts the City Election Act, the county judge appoints a board of three election commissioners to have charge of elections in that political unit. Only one such board, however, is appointed in each county; this board has jurisdiction over elections in all cities, villages, or incorporated towns which may adopt the act.³⁵ The county court has original jurisdiction in election contests for certain county, district, and township offices.³⁶

Aiding in the settlement of questions arising in the course of the election procedure is the county officers electoral board. This body consists of the county judge as chairman, the county clerk, and the state's attorney.³⁷

The several nomination papers for county offices are filed with the county clerk and are considered valid unless objections are made within five days after the last day for filing such papers. Objections to nominations are made to the county officers electoral board for any office of the county, park district, or other division coterminous with or less than the county and other than a city, village, incorporated town, or township.³⁸

The objector's petition is filed with the county clerk who presents the same, together with the nomination papers or certificate, before the electoral board.³⁹ The petition contains the objector's name and residence, nature of objection, the interest of the objector, and the relief sought of the board.⁴⁰ A notice of the hearing is sent to the candidate. Upon hearing the objections, the board renders a final decision by majority vote. In the event the candidate whose nomination is protested is a member of the electoral board the circuit judge is required to fill his place.⁴¹

Under an act of 1933, housing corporations may be organized in Illinois for the express purpose of improving housing conditions.⁴² Such corporations are subject to the supervision and control of the State Housing Board. This state agency has authority, after investigations and public hearings, to approve the acquisition of property and construction of housing projects. If the State Housing Board approves a project over the objections of ten percent of the property owners within a mile, but not included in the project, it must then file an application with the clerk of the county court to be submitted to the county judge for the confirmation of its approval. Such application is to contain copies of the findings and order of the board, transcript of testimony, description of the project and public spaces, statement of location, and reasons for approval by the board. The objectors to the project may file objections in the county court to the confirmation of such a project. The county judge then examines the application, objections, and any additional evidence before rendering a decision of "approved" or "not

33. L.1919, p. 780,781; L.1927, p. 196,197; L.1928, First Sp. Sess., p. 3,4; L.1933, p. 194.

34. L.1935, p. 259.

35. L.1885, p. 147-49; L.1899, p. 163-65; L.1917, p. 445,446; L.1929, p. 399; L.1933, p. 534; L.1935-36, Fourth Sp. Sess., p. 35.

36. L.1871-72, p. 396.

37. L.1891, p. 110; L.1933, p. 552.

38. L.1891, p. 110,111; L.1929, p. 394.

39. L.1891, p. 111; L.1929, p. 394; L.1933, p. 552.

40. L.1929, p. 394,395.

41. L.1933, p. 552.

42. Ibid., p. 396-415; L.1933-34, Third Sp. Sess., p. 167-74.

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approved" on the application.⁴³

Appeals from the judgments and decisions of the county court may be taken to the circuit court.⁴⁴ To the appellate court or Supreme Court may be taken and prosecuted appeals and writs of error in proceedings for the sale of lands for taxes and special assessments, in all common law and attachment cases, and in cases of forcible detainer and forcible entry and detainer. Such appeals and writs of error are, when not otherwise provided, taken and prosecuted in the same manner as appeals and writs of error from the circuit court.⁴⁵

The records of the county court are kept by its clerk. In Fayette County, the county clerk is ex-officio clerk of the county court. In addition to the statutory records described below the clerk necessarily maintains others in effecting the court's orders.⁴⁶

For the court the clerk keeps the following records:

1. Books of record of the proceedings and judgments of the court with alphabetical indexes by names of parties. Proceedings are recorded at length only in cases designated by law or when the court, at the motion and assumption of expenses by one of the parties, so orders. In practice, the court record has been broken down from an early date into segregated types of proceedings and judgments.
2. "Plaintiff-Defendant Index to Court Records" and "Defendant-Plaintiff Index to Court Records," intended to be separate records, but frequently combined in a single volume with the two indexes segregated in each volume.
3. A general docket in which all suits are entered in the order they are commenced.
4. A judgment and execution docket containing a column for the entry of satisfaction or other disposition. In practice, an execution docket is frequently set up independently.
5. Additional dockets, designated as the clerk's, judge's, and bar docket. In practice, the bar docket has tended to drop out of use.⁴⁷
6. A fee book in which costs and fees are to be entered under the proper title of the cause. In practice, separate series of volumes are maintained under these titles of causes.
7. Transcripts of proceedings in appeals from justices' courts, dockets thereof, and transcripts of judgment for liens, etc., from justices' courts.
8. Naturalization records including petitions, proceedings, final certificates, etc. The county courts in Illinois prior to 1906 met the requirement of Federal statutes to exercise naturalization jurisdiction.⁴⁸
9. Original documents used in court hearings and determinations; of particular importance in the large number of cases where complete proceedings are not spread on court record.⁴⁹

43. L.1933, p. 396-415; L.1933-34, Third Sp. Sess., p. 167-74.

44. R.S.1874, p. 339; L.1933, p. 396.

45. R.S.1874, p. 339; L.1877, p. 77; L.1881, p. 66.

46. The form which such records take is generally determined by court order (L.1849, p. 66; R.S.1874, p. 263).

47. The Civil Practice Act of 1933 grants authority to county courts, subject to rules promulgated by the Supreme Court and not inconsistent with statutory requirements, to make such rules as they may deem expedient, regulating dockets and calendars of said court (L.1933, p. 786).

48. U.S.S. at Large, v. 2, p. 153; U.S.R.S. 1789-1874, p. 378.

49. R.S.1845, p. 323, 324, 414, 418, 419; L.1865, p. 79, 80; L.1871-72, p. 325; R.S.1874, p. 262, 263, 339; L.1877, p. 77; L.1933, p. 448, 451. U.S.S. at Large, v. 2, p. 153-55; U.S.R.S. 1789-1874, p. 378-80; U.S.S. at Large, v. 44, part 2, p. 709, 710.

10. Monthly reports of the warden of the county jail containing a list of all prisoners in his custody and showing the cause of commitment and names of persons by whom committed.⁵⁰

Proceedings of Court

149. INDEX TO COURT PAPERS, 1872--. 2 v. (1, 2).
Index to County Court Common Law (Current File), entry 151; Common Law (Files), entry 152; County Court Criminal (Current Cases), entry 154; Criminal Records (Files), entry 155, showing date, case number, names of plaintiff and defendant, and file box number. Arr. alph. by name of defendant. Hdw. under pr. hdgs. 500 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.
150. INDEX TO COURT RECORDS PLAINTIFF - DEFENDANT, 1872--. 2 v. (1, plaintiff; 1, defendant).
Index to County Court Record (Common Law), entry 153; County Court Record (Criminal), entry 156, showing case number, date, names of plaintiff and defendant, action, and book and page of entry. Arr. alph. by names of plaintiff and defendant. Hdw. under pr. hdgs. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
151. COUNTY COURT COMMON LAW (Current File), 1927--. 1 f.b.
Files of pending common law cases containing same types of papers enumerated in Common Law (Files), entry 152. Arr. by case no. For index, see entry 149. Hdw. and typed on pr. fm. and typed. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
For files of closed common law cases, see entry 152.
152. COMMON LAW (Files), 1872--. 32 f.b. (338-471, not consecutive).
Files of closed common law cases, including attachments, summonses, subpoenas, pleas, warrants, writs, indictments, witness affidavits, depositions, commitments, stipulations, replications, appeals, recognizance, appeal, and bail bonds, jury lists and verdicts, instructions to jury, transcripts from justices' courts, exhibits, and court orders. Arr. by case no. For index, see entry 149. Hdw., typed and hdw., and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
For current files of common law cases, see entry 151.
153. COUNTY COURT RECORD (Common Law), 1872-1924. 2 v. (1, 2). 1925-- in County Court Record (Criminal), entry 156.
Record of common law cases, showing names of plaintiff and defendant, term date, number and type of case, and court orders. Also contains Default Record, 1900-1924, entry 160. Arr. by date of order. Indexed alph. by name of defendant; for sep. index, see entry 150. 1872-1916, hdw.; 1917-24, typed. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
154. COUNTY COURT CRIMINAL (Current Cases), 1931--. 1 f.b.
File of papers in pending criminal cases containing same types of papers as enumerated in Criminal Records (Files), entry 155. Arr. by case no. For index, see entry 149. Hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
For papers in closed criminal cases, see entry 155.
155. CRIMINAL RECORDS (Files), 1872--. 37 f.b. (338-474, not consecutive).
County court files of original documents in criminal cases, including summonses, subpoenas, pleas, warrants, writs, indictments, witness affidavits, depositions, appeals, commitments, stipulations, replications, recognizance and appeal bonds, jury venires, jury instructions, and court orders. Arr. by case no. For index, see entry 149. Hdw., and hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
156. COUNTY COURT RECORD (Criminal), 1872--. 3 v. (1-3).
Record of criminal cases, showing names of plaintiff, defendant, and attorneys, case number, date, type of action, and court orders. Also contains

50. R.S.1874, p. 616; L.1933, p. 678.

County Court - Proceedings
of Court

(157-163)

County Court Record (Common Law), 1925--, entry 153, including Default Record, entry 160. Arr. by date of order. Indexed alph. by name of defendant; for sep. index, see entry 150. 1872-1922, hdw.; 1923--, typed. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

157. COURT RECORD (Miscellaneous), 1878--. 1 v. (C). Last entry 1927. County clerk's miscellaneous record containing:

1. Appointments of deputies by sheriff, county, and circuit clerks, and county treasurer, 1878-1927, showing name and address of appointee, name and title of appointing official, duties, obligation and oath of deputy, and amount and date of filing bond.
11. Conservators' petitions to mortgage real estate, 1878-1927, showing date and purpose of petition, names of incompetent and conservator, description and location of property, and date of filing.
111. Partnership agreements, 1878-1926, showing date, names of partners, articles of agreement, date of filing, and acknowledgment of county clerk.

Also contains Official Bond Record, 1909-25, entry 95. Arr. by date of filing. Indexed alph. by name of principal. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

158. RECOGNIZANCE RECORD, 1913--. 1 v. (1). Copies of recognizance bonds, showing names of defendant and sureties, date, amount, and condition of bond, nature of charge, and date of hearing. Also contains Forfeiture Record (Record of Forfeited Bonds), 1913-25, entry 159. Arr. by date of bond. No index. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

159. FORFEITURE RECORD (Record of Forfeited Bonds), 1926--. 1 v. (1). 1913-25 in Recognizance Record, entry 158. Copies of bonds forfeited in criminal cases, showing names of plaintiff, defendant, and sureties, nature of charge, and date, amount, and conditions of bond. Arr. by date of bond. No index. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

160. DEFAULT RECORD, 1872-99. 1 v. 1900-1924 in County Court Record (Common Law), entry 153; 1925-- in County Court Record (Criminal), entry 156. Record of judgments entered in favor of plaintiff by default, showing names of plaintiff, defendant, clerk, judge, and sheriff, date and amount of judgment, and order for execution. Arr. by date of judgment. Indexed alph. by name of plaintiff. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

161. INSANITY PAPERS, 1874--. 8 f.b. Files of insanity and feeble-minded case papers, including petitions, appointments of commission, examiners' reports, warrants of commitment, interrogatories, jury verdicts, and court orders. Arr. by case no. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

162. INSANITY RECORD, 1893--. 2 v. (1, 2). 1882-92 in Conservators' Record, entry 206. Copies of petitions, findings and recommendations of jury or commission, and court orders in insanity cases, showing dates of petition and hearing, case number, names of petitioner, incompetent, judge, state's attorney, sheriff, witnesses, and jurors or commissioners, findings of examiner, jury verdict, and place of commitment. Also contains Record of Findings and Orders, 1893-1915, entry 163. Arr. by case no. Indexed alph. by name of patient. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

163. RECORD OF FINDINGS AND ORDERS, 1916--. 1 v. (1). 1893-1915 in Insanity Record, entry 162. Copies of petitions, findings and recommendations, and court orders for commitment of feeble-minded persons, showing names of petitioner, witnesses, judge, clerk, sheriff, and physician, result of examination, and date and place of commitment. Also contains Insanity Record Voluntary Cases, 1893-1932, entry 164. Arr. by case no. Indexed alph. by name of feeble-minded person. Hdw. on pr. fm. 250 p. 16 x 12 x 2. Co. clk.'s vlt., 1st fl.

164. INSANITY RECORD VOLUNTARY CASES, 1933--. 1 v. (1). 1893-1932 in Record of Findings and Orders, entry 163.
Copies of voluntary applications and court orders for admission to state hospital for feeble-minded persons, showing names of applicant, witnesses, and physician, date of application, and date and place of commitment. Arr. by date of application. Indexed alph. by name of feeble-minded person. Hdw. on pr. fm. 350 p. 16 x 12 x 2. Co. clk.'s vlt., 1st fl.

165. ADOPTION, DEPENDENT, AND DELINQUENT CHILDREN, 1879--. 5 f.b.
Files of original papers in adoption, dependent, and delinquent and probation cases, including petitions for adoption or to declare child dependent or delinquent, summonses, warrants, consents of parents or guardians, subpoenas to witnesses and parents or guardians, orders of commitment to institutions, probation officer's reports, orders of discharge from probation, and court orders. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

For other probation documents, see entries 285 xxviii, 286.

166. RECORD OF ADOPTION, 1882--. 1 v. (A).
Copies of petitions and court orders in adoption cases, showing names of petitioner, parents, and child, statement of financial capability of petitioner, provisions of court order, and signature of judge. Arr. by date of petition. Indexed alph. by name of child. Hdw. on pr. fm. 300 p. 16 x 12 x 2. Co. clk.'s vlt., 1st fl.

167. JUVENILE COURT RECORD, 1906-9. 1 v. 1910-- in Decree Record, entry 214.
Copies of petitions and court orders in delinquency cases, showing names of petitioner, judge, witnesses, and delinquent case number, and place and date of commitment. Arr. by case no. Indexed alph. by name of delinquent. Hdw. on pr. fm. 200 p. 16 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

168. ASSIGNMENT RECORD, 1884-98. 1 v. 1877-83, 1899-- in Probate Record, entry 196.
Copies of assignments of real and chattel property, and effects to be sold and disposed of for benefit and use of creditors, showing date, names of debtors and assignee, amount of assignee's bond, inventory and value of real and personal property, list of exempt articles, list of creditors, amounts of claims, and statement of assets of debtor. Arr. by date of assignment. Indexed alph. by name of assignor. Hdw. 300 p. 18 x 14 x 2. Co. clk.'s sub-vlt., bsmt.

169. (MISCELLANEOUS SPECIAL ASSESSMENT PAPERS), 1912--. 11 f.b.
Original petitions for special improvement assessments for the city of Vandalia, including petition notice, assessment roll, specifications, and court orders. Arr. by date of filing. No index. Hdw.; typed; hdw. and typed on pr. fm.; hdw. under pr. hdgs. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

170. MISCELLANEOUS J.P. COURT FILES, 1914-34. 1 f.b. Subsequent records in justices' courts.
Original papers in justice of peace cases, including petitions, transcripts, confessed judgments, and petit jury venires. Arr. by date of filing. No index. Typed and hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

Dockets

Court Dockets

171. COUNTY JUDGE'S TRANSFER DOCKET, 1872--. 7 v. (L, 2, 3, A-C, 1 not labeled). Missing: 1887-90.
Docket of civil and criminal cases in county court, showing type and number of case, names of plaintiff, defendant, and attorneys, type of action, amount of find, and abstract of proceedings. Arr. by date of filing. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

172. CLERK'S DOCKET, 1873--. 9 v. (1-9).
Clerk's docket of common law and criminal cases, showing case number, date, names of plaintiff, defendant, and attorneys, type of action, and notations of court orders. Arr. by date of filing. No index. Hdw. under pr. hdgs. 300 p. 12 x 8 x 1. Co. clk.'s sub-vlt., bsmt.

173. DOCKET INSANITY AND FEEBLE-MINDED, 1938--. 1 v. (3). Judge's docket of inquisitions of persons allegedly feeble-minded and insane, showing date, case number, names of defendant, witnesses, physician, and petitioner, notations of court orders, and place of commitment. Judge's Docket Insanity, entry 174, and Docket Feeble-Minded, entry 175, formerly kept separately. Arr. by date of filing. Indexed alph. by name of alleged incompetent. Hdw. under pr. hdgs. 250 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

174. JUDGE'S DOCKET INSANITY, 1893-1937. 1 v. 1938-- in Docket Insanity and Feeble-Minded, entry 173. Judge's docket of insanity inquisitions, showing date, case number, names of petitioner, defendant, witnesses, and examining physician, notations of court orders, and place of commitment. Arr. by date of filing. No index. Hdw. under pr. hdgs. 250 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

175. DOCKET FEEBLE-MINDED, 1893-1937. 1 v. 1938-- in Docket Insanity and Feeble-Minded, entry 173. Docket of inquisitions of alleged feeble-minded persons, showing date, case number, names of defendant, petitioner, witnesses, and examining physician, notations of court orders, and place of commitment. Arr. by date of filing. No index. Hdw. under pr. hdgs. 250 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

176. JUDGMENT DOCKET, 1870--. 2 v. (1 not numbered, 1). Missing: 1887-89. Docket of judgments entered, showing names of plaintiff, defendant, attorneys, and person against whom judgment was entered, nature of judgment, date, amounts of debt, damages, and costs, record book and page of entry, and satisfaction. Arr. by date of judgment. Indexed alph. by name of defendant. Hdw. under pr. hdgs. 400 p. 18 x 12 x 3. 1 v. not numbered, 1870-86, co. clk.'s sub-vlt., bsmt.; v. 1, 1890--, co. clk.'s vlt., 1st fl.

177. EXECUTION DOCKET, 1871--. 1 v. (A). Docket of executions served and returned by sheriff, showing case number, names of plaintiff, defendant, and court, amounts of damages and costs, and dates of execution and return. Also contains Clerk's Issue Docket, 1871-90, 1905--, entry 178. Arr. by date of execution. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

178. CLERK'S ISSUE DOCKET, 1891-1904. 1 v. 1871-90, 1905-- in Execution Docket, entry 177. Docket of process papers issued to sheriff for service, showing names of plaintiff and defendant, types of action and process, dates of service and sheriff's return, and remarks. Arr. by date of process. No index. Hdw. under pr. hdgs. 400 p. 18 x 12 x 3. Co. clk.'s sub-vlt., bsmt.

Justices' and Magistrates' Dockets

179. JUSTICE OF PEACE DOCKET, 1827-1926. 18 v. (1 v. for each of the following inclusive dates: 1827-54, 1838-39, 1839-47, 1840-46, 1841-46, 1843-50, 1857-60, 1860-79, 1896-1924, 1896-1911, 1908-9, 1909-15, 1911-13, 1914-25, 1915-23, 1916-17, 1919-24, 1926). Subsequent dockets in justices' courts. Dockets of justice of peace cases, showing case number, names of justice, plaintiff, and defendant, type of action, items of fees and costs, and abstract of proceedings. Arr. by case no. 4 v., 1827-54, 1839-47, 1857-60, 1860-79, indexed alph. by name of defendant; all others, no index. Hdw. and hdw. under pr. hdgs. 90 - 120 - 300 p. 12 x 5½ x 1 - 17½ x 11 x 1½ - 14 x 10 x 1½. 8 v., 1827-54, 1838-39, 1839-47, 1840-46, 1841-46, 1843-50, 1857-60, 1860-79, level 4, bay 12, State Archives Bldg., Springfield, Illinois; 10 v., 1896-1924, 1896-1911, 1908-9, 1909-15, 1911-13, 1914-25, 1915-23, 1916-17, 1919-24, 1926, co. clk.'s sub-vlt., bsmt.

180. POLICE MAGISTRATE DOCKET, 1893-1905. 1 v. Subsequent records kept by police magistrates. Docket of criminal and civil cases in police magistrate courts, showing names of plaintiff, defendant, and magistrate, type of action, date of summons, and notations of court orders. Arr. by date of filing. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Strm., bsmt.

County Court - Fee Books; Reports
to Court; Mothers' Pensions; In-
heritance Tax

(181-188)

Fee Books

181. COMMON LAW FEE BOOK, 1872--. 2 v. (1 not numbered, 5).
Record of fees received in common law cases, including drainage fees from
1903--, showing date, case number, names of plaintiff and defendant, and
itemized list of costs and fees. Also contains Peoples' Fee Book (Criminal),
1872-80, entry 182; Insane and Conservators' Fee Book, 1872-89, entry 183.
Arr. by case no. Indexed alph. by name of plaintiff. Hdw. on pr. fm.
500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

182. PEOPLES' FEE BOOK (Criminal), 1881--. 8 v. (2-9). 1872-80 in
Common Law Fee Book, entry 181.
Record of fees received in criminal cases, showing case number, date, nature
of case, itemized list of fees and costs, and name of defendant. Arr. by
case no. Indexed alph. by name of defendant. Hdw. on pr. fm. 200 p.
18 x 12 x 1. Co. clk.'s vlt., 1st fl.

183. INSANE AND CONSERVATORS' FEE BOOK, 1890--. 2 v. (1, 2). 1872-89
in Common Law Fee Book, entry 181.
Record of fees received in insanity and conservators' cases, showing names
of incompetent and conservator, itemized account of fees, and date and
amount of payment. Arr. by case no. Indexed alph. by name of incompetent.
Hdw. on pr. fm. 400 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

Reports to Court
(See also entry 165)

184. CEMETERY ASSOCIATION, 1930--. 1 f.b.
Papers filed with county court by cemetery associations, including reports
of receipts and expenditures by secretaries and treasurers of associations,
notifications by trustees to county judge of vacancies and requests for ap-
pointments of new trustees, certificates of appointments of trustees by
county judge, and certificates of trustees' election. Arr. by date of re-
port. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

Mothers' Pensions
(See also entries 6, 309, 313, 330, 331)

185. MOTHERS' PENSION (Applications), 1914--. 3 f.b.
Original applications for mothers' pensions, showing name, place and date of
birth, occupation, salary, and address of mother, name, occupation, date and
place of birth, cause and date of death, and military record of husband,
name of attending physician, date and place of marriage, mother's financial
status, membership in organizations, name, date and place of birth, school-
ing, and physical condition of each child, dates of application and filing,
and signature of clerk. Arr. by date of application. No index. Hdw. on
pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

186. MOTHERS' PENSION RECORD, 1914--. 2 v. (1, 2).
Record of decrees on petitions for mothers' pensions, showing names of pe-
titioner and mother, number, names, and ages of children, address of mother
and children, dates of petition, appearance, and decree, decree of court,
oath of affiant, and signatures of county clerk and judge. Arr. by date of
decree. Indexed alph. by name of mother. Hdw. on pr. fm. 250 p.
16 x 12 x 2. Co. clk.'s vlt., 1st fl.

Inheritance Tax
(See also entries 323, 324)

187. (INHERITANCE TAX FILES), 1932. 2 f.b. 1912-31, 1933-- in Probate
Papers, entry 194.
Inheritance tax papers including warrants to appraise estates, appraisers'
reports, orders approving report and fixing tax, and entries of appearance.
Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Co.
clk.'s vlt., 1st fl.

188. INHERITANCE TAX RECORD, 1913--. 1 v.
Record of taxes levied on inheritances, showing names of estate, heirs, and
attorneys, dates of death and hearing, case number, amount and rate of tax,
clerk's fees, value of estate, deductible allowance, disbursements, and amount

of exemptions. Arr. by date of case. Indexed alph. by name of estate. Hdw. on pr. fm. 450 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

189. INHERITANCE TAX DOCKET, 1913--. 1 v.

Docket of inheritance tax assessments, showing names of estate, heirs, and attorneys, docket number, date of death, amounts of exemptions, tax, and fees, description of property, appraised value, and remarks. Arr. by docket no. Indexed alph. by name of estate. Hdw. under pr. hdgs. 450 p. 18 x 12 x 2. Co. clk.'s off., 1st fl.

Naturalization

(See also entries 103[xiii], 280-282, 285[xx,xxiii])

190. NATURALIZATION PAPERS, 1866-1906. 2 f.b. Subsequent records kept by United States District Court, East St. Louis, Illinois.

Original declarations of intention and petitions for final certificates of naturalization, showing name, age, nativity, and address of alien, dates of declaration and petition, court orders, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s sub-vlt., bsmt.

191. NATURALIZATION RECORD FINAL, 1866-1906. 2 v. (A, 1). Subsequent records kept by United States District Court, East St. Louis, Illinois.

Copies of petitions for certificates of naturalization, affidavits of witnesses, and court orders granting certificate, showing date of petition, name, age, residence, and nativity of petitioner, oath of allegiance to United States, renunciation of allegiance to foreign power, and names of witnesses, judge, and clerk. Arr. by date of petition. Indexed alph. by name of petitioner. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

192. NATURALIZATION RECORD INTENTION, 1866-1906. 1 v. Subsequent records kept in United States District Court, East St. Louis, Illinois. Last entry 1905.

Copies of declarations of intention, showing name, age, and nativity of alien, oath renouncing allegiance to foreign power, and dates of arrival in United States, declaration, and filing. Arr. by date of filing. Indexed alph. by name of alien. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

193. NATURALIZATION RECORD MINORS' AND SOLDIERS', 1872-1906. 1 v. Subsequent records kept in United States District Court, East St. Louis, Illinois. Last entry 1902.

Copies of petitions and certificates of naturalization of minors and soldiers, showing name, age, nativity, and address of petitioner, final oath of allegiance, and date of certificate. Arr. by date of certificate. Indexed alph. by name of petitioner. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

V. PROBATE COURT

Jurisdiction in probate matters in Fayette County was vested in a separate probate court from the organization of the county in 1821 until 1849. From 1821 to 1837, it was provided that the court be held by a probate judge who was appointed by the General Assembly and held office during good behavior.¹ In 1837 it was provided that the probate court be held in each county by a probate justice, who was elected by the county electorate for a four-year term.² The term was reduced in 1847 to two years.³ The jurisdiction of the probate court was transferred to the newly created county court in 1849.⁴ The Fayette county court has retained probate jurisdiction from that date to the present.⁵

As enunciated by the Constitution of 1870 and subsequent legislation,

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1. L.1821, p. 119; L.1823, p. 132; L.1825, p. 87.
 2. L.1836-37, p. 176.
 3. L.1845, p. 28. Effective in 1847.
 4. Constitution of 1848, Art. V, sec. 16,18; L.1849, p. 65.
 5. R.S.1874, p. 339,340; L.1933, p. 449,458.

the jurisdiction of the court extends to all probate matters, the settlement of estates of deceased persons, the appointment of guardians and conservators and settlement of their accounts, and in all matters relating to apprentices, and in cases of sales of real estate of deceased persons for payment of debts.⁶ The court has power to impanel a jury, for the trial of issues or matters of fact in any of these proceedings before it.⁷

Aiding the court in its jurisdiction over the administration of intestate estates and the guardianship of minors, are, respectively, the public administrator and the public guardian. Each officer is appointed quadrennially by the Governor with the advice and consent of the senate. The public administrator and public guardian are required to enter into bonds set and approved by the court in sums not less than \$5,000.⁸ Their duties are performed under the direction and orders of the court. The records that result from their prescribed duties appear among the records of the court with those of other administrators, executors, and guardians.

When there is no relative or creditor who will administer an intestate estate, the court commits the administration to the public administrator upon application of any person interested in the deceased estate.⁹ If a widow, next of kin, or creditor of the deceased appears within six months after the administration is granted to the public administrator, the court then revokes its grant of administration to the public administrator and orders letters of administration granted to such person interested in the estate. If, after all debts and charges against the estate which have been presented within two years after the administration of the estate was committed to such public administrator are fully paid, any balance of the intestate estate remains, the administrator causes a notice to be published requiring persons still having claims against the estate to present them to the county court within six months. If no claims are presented, the balance is paid into the county treasury upon the expiration of the six-month period, the county remaining answerable to any future claims.¹⁰

As already noted, the court has authority to appoint guardians of minor heirs of deceased persons. In cases where the minor is under fourteen years of age the court appoints his guardian. When the minor is over fourteen he may nominate his own guardian, subject to the approval of the court.¹¹ Under the direction of the court, the guardian is responsible for the custody, nurture, and tuition of his ward and the care and management of his estate. The court may assign the guardianship of the estate to one guardian and the custody and tuition of the ward to another.¹² Within sixty days after his appointment, the guardian returns to the court a complete inventory of the real and personal estate of the ward in the form prescribed by law.¹³ At the end of the first year of his appointment, and every three years thereafter, he makes a settlement of his accounts. When his trust is completed or upon the death of the ward, the guardian makes final settlement and delivers over to persons entitled to them, the property and papers in his hands as guardian.¹⁴ Upon failure of a guardian appointed by the court to act within three months in this capacity, the court commits the guardianship of the minor to the public guardian.¹⁵ The latter's records appear with those of other guardians.

The early probate judge, 1821 to 1837, and the probate justice, 1837 to 1849, each performed the ministerial function of the probate clerk.¹⁶ From the creation of the county court in 1849 until the present the clerk of that

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6. Constitution of 1870, Art. VI, sec. 20; L.1877, p. 80.
 7. R.S.1845, p. 425; L.1933, p. 460.
 8. L.1825, p. 70-72; R.L.1829, p. 208; R.L.1833, p. 627,628; R.S.1845, p. 548; L.1871-72, p. 89; L.1881, p. 3; L.1889, p. 165.
 9. R.L.1833, p. 628; R.S.1845, p. 548; L.1871-72, p. 89.
 10. R.S.1845, p. 549; L.1871-72, p. 89,90.
 11. L.1831, p. 100; L.1835, p. 36; R.S.1845, p. 265,266; L.1873-74, p. 107; L.1919, p. 583; L.1931, p. 618; L.1937, p. 660.
 12. L.1871-72, p. 469; L.1877, p. 114.
 13. L.1919, p. 582; L.1933, p. 644.
 14. L.1871-72, p. 471; L.1919, p. 583; L.1929, p. 506.
 15. L.1889, p. 165.
 16. L.1821, p. 119,120; R.L.1829, p. 215; L.1831, p. 192; R.S.1845, p. 427,428.

court has served as ex-officio probate clerk.¹⁷

The clerk is required to attend all sessions of court, issue all process, preserve all files and papers of the court, make, keep, and preserve complete records of all the proceedings and determinations of the court, and perform all other duties pertaining to his office as required by law or by the rules and orders of his court. He is required to enter of record all judgments, decrees, and orders of the court.¹⁸

The major records of the probate court kept by the clerk are the following:

1. Journal of all judicial proceedings and determinations of the judge.
2. A judgment docket with a direct and an indirect index: former, by name of claimant against estate; latter, by estate. In practice, the requirement of two indexes often leads to two dockets.
3. Books for recordation of bonds and letters of administrators, executors, guardians, and conservators; appraisement and sale bills; widows' relinquishment and selection of property; wills and their probate; annual and final reports of administrators, executors, guardians, and conservators. Generally, each category of these probate business matters is recorded separately, but the segregation is not always carefully maintained.
4. Separate dockets of unsettled estates and claims against estates, and a ledger of the accounts of executors, administrators, and guardians. Note that the dockets of probate business matters are separated from dockets of court proceedings just as are the books of recordation of the two categories; the intention of the law to make this distinction is further shown in its granting the clerk, during vacation of the court, power to receive petitions, accept bonds, grant letters testamentary, etc.
5. Files of original documents not subject to recordation; indexes to such; records of office transactions in pursuance of the court's orders to the clerk, necessary in the latter's settlement with that body.¹⁹

Proceedings of Court

194. PROBATE PAPERS, 1821--. 278 f.b. (99-663 not consecutive). Original papers in closed probate cases including citations, 1853--, petitions, oaths, bonds, letters of administration, proofs of will, proofs of heirship, current accounts, periodic reports and final reports on condition of estates, inventories, appraisements, sale bills, widows' selections, claims against estates, last wills and testaments, summonses, and petitions and decrees to sell property. Also contains (Inheritance Tax Files), 1912-31, 1933--, entry 187; Public Administrator's and Guardian's Bonds, 1821-88, 1918--, entry 202. No obvious arr. 1821-52, no index; for sep. index. 1853--, see entry 195. 1821-1909, hdw. and hdw. on pr. fm.; 1910--, typed and hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

195. INDEX TO ESTATE PAPERS, 1853--. 1 v. (1). Index to Probate Papers, entry 194, showing names of estate and administrative officer, and file box number. Arr. alph. by name of estate. Hdw. under pr. hdgs. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

196. PROBATE RECORD, 1821--. 45 v. (A1, 1821-39; B1, C1, 1829-44; 1 not labeled, 1832-39; D1, 1839-48; E1, F1, A, 1844-51; A2, B, C, 1845-58; B-G, 1855-72; H-Z with repetitions, 1-5, 1873--). Record of proceedings in probate cases, showing names of petitioner, estate,

17. Constitution of 1848, Art. V, sec. 16, 18; L.1849, p. 63-65; R.S.1874, p. 339, 340.

18. L.1877, p. 82.

19. L.1821, p. 119, 120; R.L.1829, p. 215, 231; R.L.1837, p. 429; R.S.1845, p. 427, 428; L.1851, p. 193; L.1859, p. 92-94; R.S.1874, p. 260-65, L.1877, p. 63; L.1933, p. 293.

administrative officer, heirs, and witnesses, notations of fees charged against estates, dates and orders, and decrees of court. Also contains Assignment Record, 1821-83, 1899--, entry 168; Administrators' Record, 1821-58, entry 199; Will and Executors' Record, 1821-58, entry 203; Guardians' Record, 1821-57, entry 205; Probate Bond Record, 1821-72, entry 207; Inventory Record, 1821-62, entry 208; Appraisement Record, 1821-62, entry 210; Record of Insolvent Estates, 1821-74, 1923--, entry 211; Widows' Relinquishment and Selection Record, 1821-68, entry 212; Petitions to Sell Real Estate, 1821-71, entry 213; Decree Record, 1821-66, entry 214; Sale Record Personal Property, 1821-62, entry 217; Report Record, 1821-70, entry 220, including Administrators' (and Executors') Report Record, entry 221, and Guardians' (and Conservators') Report Record, entry 222; Miscellaneous Report Record, 1821-1900, entry 223; Estate Ledger, 1821-48, entry 224. Arr. by date of proceedings. Indexed alph. by name of estate. 1821-1921, hdw.; 1922--, typed. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

Probate Business

Wills, Bonds, Letters

197. WILLS (Pending Cases), 1914--. 1 f.b.
Original wills of cases still in probate, showing names of testator, witnesses, attorney, and heirs, provisions of will, and dates of execution, proof of will, and filing. Arr. alph. by name of testator. No index. Hdw. and hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

198. EXECUTORS' AND ADMINISTRATORS' CURRENT PAPERS (Pending Cases), 1931--. 24 f.b.
Original papers in executors' and administrators' probate cases now pending, including petitions for appointment of administrator or executor, administrative officers' letters, bonds, and oaths, inventories, petitions for sale of real and personal property, claims, administrative officers' reports, affidavits of witnesses, court orders, and copies of wills. Arr. alph. by name of administrator and executor. No index. Hdw., typed, and hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

199. ADMINISTRATORS' RECORD, 1867--. 10 v. (A-J). 1821-58 in Probate Record, entry 196; 1859-66 in Will and Executors' Record, entry 203. Copies of administrators' petitions, oaths, bonds, and letters, showing names of estate, judge, administrator, sureties, and heirs, date, amount, and obligations of bond, dates of petition, letter, oath, and acknowledgment; includes copies of petitions, oaths, bonds, and letters of administrator with will annexed, 1877-96. Arr. by date of letters. Indexed alph. by name of estate. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

200. ADMINISTRATORS' RECORD WITH WILL ANNEXED, 1897--. 1 v. (F).
Copies of petitions, oaths, bonds, and letters of administrators with will annexed showing names of judge, clerk, deceased, heirs, administrator, and sureties, dates of letters, oath, petition, and bond, and amount and obligations of bond. Arr. by date of letters. Indexed alph. by name of estate. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

For copies of petitions, oaths, bonds, and letters of administrators with will annexed, 1877-96, see entries 199, 207.

201. ADMINISTRATORS DE BONIS NON, 1903--. 1 v. (A). 1873-1902 in Probate Bond Record, entry 207.
Copies of bonds and letters of administrators de bonis non, showing names of estate, judge, clerk, petitioner, heirs, administrator, and sureties, dates of petition, oath, bond, and letter, amount and obligations of bond, date of court term, and acknowledgment. Arr. by date of letters. Indexed alph. by name of estate. Hdw. on pr. fm. 200 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

202. PUBLIC ADMINISTRATOR'S AND GUARDIAN'S BONDS, 1889-1917. 1 f.b.
1821-88, 1918-- in Probate Papers, entry 194.
Bonds and oaths of public administrator and guardian, showing date, amount, and obligations of bond, names of principal, estate, and sureties, and date of filing. Arr. alph. by name of principal. No index. 1889-1902, hdw. and hdw. on pr. fm.; 1903-17, hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

203. WILL AND EXECUTORS' RECORD, 1859--. 13 v. (1, 1859-94; A-L, 1867--). 1821-58 in Probate Record, entry 196.
Copies of executors' oaths, bonds, and letters, showing names of estate, judge, executor, and sureties, dates of letter, oath, and bond, amount and obligations of bond, and acknowledgment; includes copies of wills. Also contains Administrators' Record, 1859-66, entry 199. Arr. by date of letters. Indexed alph. by name of estate. 1859-1935, hdw. on pr. fm.; 1936--, hdw. and typed on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
204. CONSERVATORS' AND GUARDIANS' CURRENT PAPERS (Pending Cases), 1931--. 24 f.b.
Files of original papers in guardians' and conservators' cases pending in probate court, including petitions for appointment of guardian or conservator, administrative officers' letters, bonds, oaths, inventories, petitions for sale of real and personal property, claims, administrative officers' reports, affidavits of witnesses, court orders, and copies of wills. Arr. alph. by names of guardian and conservator. No index. Hdw., typed, and hdw. and typed on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.
205. GUARDIANS' RECORD, 1858--. 10 v. (E, 1858-67; A-C, C-H, 1858--). Title varies: Guardians' Bonds and Letters, v. E, 1858-67. 1821-57 in Probate Record, entry 196.
Copies of guardians' petitions, bonds, oaths, and letters, showing names of estate, minor heirs, guardian, sureties, and clerk, amount, date, and obligations of bond, and dates of petition, letter, and filing. Also contains Conservators' Record, 1858-81, entry 206. Arr. by date of filing. Indexed alph. by name of estate. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
206. CONSERVATORS' RECORD, 1882--. 3 v. (1-3). Title varies: Insane and Conservators' Record, v. 1, 1882-1914. 1858-81 in Guardians' Record, entry 205.
Copies of conservators' bonds and letters, showing name of petitioner, incompetent, witnesses, judge, and sureties, dates of letters and bond, amount and obligations of bond, and date of filing. Also contains Insanity Record, 1882-92, entry 162. Arr. by date of filing. Indexed alph. by name of conservator. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
207. PROBATE BOND RECORD, 1873--. 2 v. (A, B). Title varies: Probate Bond and Letters, A, 1873-1921. 1821-72 in Probate Record, entry 196.
Copies of miscellaneous probate bonds and letters including copies of petitions, oaths, bonds, additional bonds of administrators, executors, guardians, and conservators, and letters of administrator with will annexed, 1877-96, showing date of court term, name of estate, administrative officer, sureties and county clerk, date, amount and obligations of bond, and date of filing. Also contains Administrators De Bonis Non, 1873-1902, entry 201. Arr. by date of filing. Indexed alph. by name of estate. Hdw. on pr. fm. 200 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

Inventories and Appraisements

208. INVENTORY RECORD, 1863--. 13 v. (A-D, D, F-M). 1821-62 in Probate Record, entry 196.
Record of administrators', executors', and conservators' inventories, showing date of inventory, names of estate, judge, and administrative officer, list and value of real and chattel property, status of notes and accounts, oath and signature of administrative officer, and signature of judge. Also contains Guardians' Inventory Record, 1863-73, entry 209. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 350 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.
209. GUARDIANS' INVENTORY RECORD, 1874--. 2 v. (A, B). 1863-73 in Inventory Record, entry 208.
Record of guardians' inventories, showing names of estate, minor, and guardian, legal description and value of real estate, list and value of chattel property, lists of annuities, credits, and creditors, statement or affidavit by guardian, and dates of filing and recording. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

210. APPRAISEMENT RECORD, 1863--. 11 v. (A-K). 1821-62 in Probate Record, entry 196.

Record of appraisements of estates, showing names of estate, appraiser, widow, and heirs, court order appointing appraiser, date of appraiser's oath, acknowledgment, itemized statement and value of real and personal property, total value, and amount allowed widow and heirs. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

211. RECORD OF INSOLVENT ESTATES, 1875-1922. 1 v. 1821-74, 1923-- in Probate Record, entry 196.

Record of settlement of insolvent estates, showing names of estate and administrator, administrator's report, date of settlement, assets of estate, names of creditors, accounts due, balance due on claims, and court order discharging administrator. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s sub-vlt., bsmt.

Widows' Relinquishment and Selection

212. WIDOWS' RELINQUISHMENT AND SELECTION RECORD, 1869--. 5 v. (A-E). 1821-68 in Probate Record, entry 196.

Record of widows' awards, relinquishments, and selections, showing names of estate, widow, and appraiser, appraised values of items relinquished, selected, and allowed, appraisement bill of personal property, statement of appraiser, and date of filing. Arr. by date of filing. Indexed alph. by name of estate. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

Petitions, Decrees, Reports of Sale

213. PETITIONS TO SELL REAL ESTATE, 1872--. 5 v. (B, 1872-80; 1 not lettered, 1877-1918; B, 1903-25; C, 1921-35; D, 1933--). Title varies: Proceedings on Guardians' Petitions to Sell Real Estate, 1 v. not lettered, 1877-1918. 1821-71 in Probate Record, entry 196.

Copies of petitions to sell real estate, showing names of estate, judge, petitioner, and administrative officer, legal description and value of property, amount of debt, and dates of filing and recording. Also contains Decree Record, 1874-78, entry 214; Report of Sale of Real Estate, 1872-1900, entry 215; Guardians' Sale Record, 1872-1913, entry 216. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 200 - 300 p. 18 x 12 x 3. V. B, 1872-80, B, 1903-25, C, 1921-35, D, 1933--, co. clk.'s vlt., 1st fl.; 1 v. not lettered, 1877-1918, co. clk.'s sub-vlt., bsmt.

214. DECREE RECORD, 1867-73, 1879--. 7 v. (A, 1867-73; C, 1879-1910; 1-5, 1900--). 1821-66 in Probate Record, entry 196; 1874-78 in Petitions to Sell Real Estate, entry 213.

Copies of decrees to sell real estate, showing names of petitioner, estate, heirs, and witnesses, provisions of decree, description and location of real estate, date of decree, and signature of judge. Also contains Juvenile Court Record, 1910--, entry 167. Arr. by date of recording. Indexed alph. by name of estate. 1867-73, hdw. on pr. fm.; 1879-1910, hdw.; 1911--, typed. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

215. REPORT OF SALE OF REAL ESTATE, 1901--. 1 v. (3). 1872-1900 in Petition to Sell Real Estate, entry 213.

Copies of reports by administrators, executors, and conservators of sale of real estate to pay debts, showing names of estate, petitioner, judge, clerk, heirs, purchaser, and creditors, legal description of real estate, date, amount, and terms of sale, notice of publication, and affidavit of posting notices. Also contains Guardians' Sale Record, 1928--, entry 216. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

216. GUARDIANS' SALE RECORD, 1914-27. 1 v. 1872-1913 in Petitions to Sell Real Estate, entry 213; 1928-- in Report of Sale of Real Estate, entry 215.

Copies of guardians' reports of sale of real estate, showing date of court term, names of estate, judge, clerk, petitioner, purchaser, guardian, and heirs, legal description and location of real estate, date, place, and terms of sale, orders of court, and date of filing. Arr. by date of recording.

Indexed alph. by name of estate. Hdw. on pr. fm. 200 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

217. SALE RECORD - PERSONAL PROPERTY, 1863--. 5 v. (A-E). 1821-62 in Probate Record, entry 196.

Record of administrators', executors', and conservators' sale of personal property, showing names of estate, petitioner, judge, clerk, administrative officer, and purchaser, dates of petition and sale, list and description of articles sold, and amount of sale. Also contains Sale Record (Guardian), 1863-72, 1891--, entry 218; Private Sale Record, 1863-86, entry 219. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

218. SALE RECORD (Guardian), 1873-90. 1 v. 1863-72, 1891-- in Sale Record - Personal Property, entry 217.

Copies of reports of sale of personal property by guardians, showing names of estate, guardian, judge, clerk, petitioner, and purchaser, date of court term, terms of sale, list of articles sold, date and amount of sale, and date of filing. Arr. by date of filing. Indexed alph. by name of estate. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Co. clk.'s vlt., 1st fl.

219. PRIVATE SALE RECORD, 1887--. 5 v. (D, 1-4). 1863-86 in Sale Record - Personal Property, entry 217.

Record of private sale of personal property in settlement of estates, showing date of court term, names of estate, petitioner, judge, clerk, sheriff, and purchaser, dates of petition and sale, list and description of property sold, and amount of sale. Arr. by date of recording. Indexed alph. by name of estate. Hdw. on pr. fm. 200 p. 18 x 12 x 2. V. D, 1887-1902, co. clk.'s sub-vlt., bsmt.; v. 1-4, 1903--, co. clk.'s vlt., 1st fl.

Reports, Current and Final Accounts

220. REPORT RECORD, 1874-1906. 4 v. (B-E). Missing: 1871-73. 1821-70 in Probate Record, entry 196.

Copies of reports of guardians, administrators, executors, and conservators, showing names of estate, petitioner, and heirs, dates of petition and letters, dates, amounts, and purposes of receipts and disbursements, statement or affidavit, signatures of heirs and agent, and recapitulation. Contains Administrators' (and Executors') Report Record, 1874-1901, entry 221; and Guardians' (and Conservators') Report Record, 1874-84, entry 222. Subsequent to 1901, contains only conservators' reports. Arr. by date of report. Indexed alph. by name of estate. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

221. ADMINISTRATORS' (and Executors') Report Record, 1902--. 6 v. (5-10). Missing: 1871-73. 1821-70 in Probate Record, entry 196; 1874-1901 in Report Record, entry 220.

Copies of administrators' and executors' reports, showing names of estate, petitioner, and heirs, dates of petition and letters, date, purpose, and amount of payment and receipt, statement or affidavit, signatures of heirs and agent, and recapitulation. Arr. by date of report. Indexed alph. by name of estate. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

222. GUARDIANS' (and Conservators') REPORT RECORD, 1885--. 9 v. (A-I). Missing: 1871-73. 1821-70 in Probate Record, entry 196; 1874-84 in Report Record, entry 220.

Copies of guardians' and conservators' reports, showing names of estate, ward or incompetent, and guardian or conservator, date of report, items and amounts of receipt, items and amounts of payment, recapitulation, and statement of guardian or conservator. Arr. by date of report. Indexed alph. by name of minor or incompetent. Hdw. on pr. fm. 400 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

223. MISCELLANEOUS REPORT RECORD, 1901--. 4 v. (4-6, 6). 1821-1900 in Probate Record, entry 196.

Miscellaneous probate record including copies of objections to claims against estates, administrative officers' petitions to sell property at private sale, court orders approving reports, petitions and orders for release of mortgages, and sale approvals. Arr. by date of recording. Indexed alph. by name of estate. 1901-29, hdw. on pr. fm.; 1930--, typed. 600 p.

18 x 12 x 3. Co. clk.'s vlt., 1st fl.

224. ESTATE LEDGER, 1849--. 9 v. (1 not labeled, 1849-62: 1 not labeled, 1858: 1, B-D, 1, 2, E, 1866--). Missing: 1863-65. Title varies: Account Current, 1 not labeled, 1849-62: Administrators' Acct., 1 not labeled, 1858. 1821-48 in Probate Record, entry 196.

Ledger accounts of estates in probate, showing names of estate, deceased, and administrative officer, list of credits and debits, date, number, purpose, and amount of claim, dates of sale, inventory, appraisement, report, payment, and filing, and book and page of probate record. Arr. by date of filing. Indexed alph. by name of estate. 1849-62, hdw. on pr. fm.; 1858, hdw.; 1866--, hdw. under pr. hdgs. 120 - 400 p. 15 x 16 x $\frac{1}{2}$ - 18 x 12 x 3. 1 v. not labeled, 1849-62; v. 1, B-D, 1, 2, E, 1866--, co. clk.'s sub-vlt., bsmt.; 1 v. not labeled, 1858, level 4, bay 12, State Archives Bldg., Springfield, Illinois.

Dockets

Court Proceedings

225. (Probate Judge's) TRANSFER DOCKET, 1850--. 13 v. (A, A. B, B, C, D, 1850-1902; A, 1880-1903; 2, 5 not labeled, 1897--). Title varies: Probate Docket, v. A, 1855-76; Judge's Docket of Unsettled Estates, v. A, 1880-1903.

Judge's docket of probate cases, showing names of estate, administrative officer, attorneys, witnesses, judge, sureties, widow, heirs, and clerk, type of action, dates of filing bond, inventory, and sale bill, amount of sale bill, and notations of court orders. Arr. by date of case. Indexed alph. by name of estate; for sep. index to principals and sureties of bonds, 1866-1902, see entry 226. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. V. A, A, B, B, C, D, A, 1850-1903, 2, 1897-1905, co. clk.'s sub-vlt., bsmt.; 5 v. not labeled, 1906--, co. clk.'s vlt., 1st fl.

226. INDEX TO PRINCIPALS AND SURETIES ON ESTATE BONDS, 1866-1902. 1 v. Discontinued.

Index to bonds, sureties, and principals recorded in (Probate Judge's) Transfer Docket, entry 225, showing names of principal, sureties, and estate, title of administrative officer, date and amount of bond, and book and page of entry. Arr. alph. by name of principal. Hdw. under pr. hdgs. 300 p. 18 x 12 x 3. Co. clk.'s sub-vlt., bsmt.

227. JUDGE'S PROBATE TRANSFER DOCKETS, 1915--. 2 v.

Docket of pending probate, common law, and criminal cases, showing names of estate, plaintiff, defendant, attorneys, administrative officer, witnesses, and clerk, nature of action, and dates and notations of orders of court. Arr. by date of case. No index. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Co. judge's off., 1st fl.

Probate Business

228. CLAIM (and) JUDGMENT DOCKET, 1859--. 7 v. (A, B, 2-6).

Docket of claims and judgments against estates, showing names of claimant, estate, and heirs, date, number, amount, and nature of claim, memoranda of summons and notice, and amount of judgment. Arr. by date of filing of claim. For index, 1859-1906, see entry 229; 1907-- indexed alph. by name of estate. Hdw. under pr. hdgs. 400 p. 18 x 12 x 2. V. A, B, 2, 1859-1906, co. clk.'s sub-vlt., bsmt.; v. 3-6, 1907--, co. judge's off., 1st fl.

229. INDEX TO PROBATE (Claim and) JUDGMENT DOCKET, 1859-1906. 1 v. Discontinued.

Index to Claim (and) Judgment Docket, entry 228, showing date, names of claimant and estate, and book and page of entry. Arr. alph. by name of estate. Hdw. under pr. hdgs. 200 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

230. ESTATE DOCKET, 1890-1907. 1 v. Discontinued.

Docket of estates in probate court, showing case number, names of estate and administrative officer, date of appointment, and remarks. Arr. by case no. Indexed alph. by name of estate. Hdw. under pr. hdgs. 300 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

Fee Books

231. ADMINISTRATORS' FEE BOOK, 1889--. 6 v. (H-M).
Record of administrators' fees, showing names of estate, administrator, and heirs, itemized statement of fees, dates, amounts, and purposes of receipts or expenditures; includes record of executors' fees, 1897--. Arr. by date of filing of case. Indexed alph. by name of estate. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

For prior records of fees, see entry 233.

232. GUARDIANS' AND CONSERVATORS' FEE BOOK, 1869-81, 1896--. 5 v. (J, K, 1869-81; L-N, 1896--). Title varies: Guardians' Fee Book, v. J, K, 1869-81, L, 1896-1910.
Record of fees in guardianship cases, showing names of estate, guardian, and minor, itemized statement of fees, dates, and purposes of receipts or expenditures; includes record of conservators' fees, 1897--. Arr. by date of case. Indexed alph. by name of minor or incompetent. Hdw. on pr. fm. 400 p. 18 x 12 x 2. V. J, K, 1869-81, co. clk.'s sub-vlt., bsmt.; v. L-N, 1896--, co. clk.'s vlt., 1st fl.

For prior record of fees, see entry 233.

233. PROBATE FEE BOOK, 1860-96. 7 v. (A-E, 1860-85; I, G, 1876-96).
Record of fees in probate cases, showing names of estate and administrative officer, itemized statement of fees, and purposes of receipts or expenditures. Contains record of executors' and conservators' fees, 1860-96; administrators' fees, 1860-88; and guardians' fees, 1860-68, 1882-95. Arr. by date of case. Indexed alph. by name of estate. Hdw. on pr. fm. 300 p. 18 x 12 x 3. Co. clk.'s sub-vlt., bsmt.

For earlier notation of fees in probate cases, see entry 196.

VI. CIRCUIT COURT

The circuit court has original jurisdiction of all causes of law and equity and acts as a court of appeals in probate matters and causes cognizable by the county court and justices of the peace.¹ In addition, it is one of the courts capable of having naturalization jurisdiction according to Federal statutes.²

Originally, the circuit court was held in Fayette County by justices of the Supreme Court.³ Later, provision was made for the appointment, by both branches of the General Assembly, of separate circuit court judges to hold office during good behavior.⁴ An act of 1827 repealed this provision and provided that circuit courts again be held by Supreme Court justices.⁵ In 1835 the judiciary was reorganized, and a circuit judge was appointed by the General Assembly for the district serving Fayette County. All of the laws requiring Supreme Court justices to hold circuit courts were repealed by this legislation.⁶ The new plan of organization was in effect for a brief period of six years, for in 1841 additional associate justices of the Supreme Court were elected by joint ballot of the General Assembly, which justices, together with the other justices of the Supreme Court, held the circuit courts.⁷ In 1849 another change was made in accordance with the second constitution which provided for the election of circuit judges by the judicial district electorate.⁸ The Constitution of 1870 altered the circuit districts and established population requirements for counties that may comprise a circuit.⁹ From 1849 to the present the circuit judges have been elected officers of the judicial district electorate. The fourth circuit is made up of nine counties,

1. Constitution of 1870, Art. VI, sec. 12; L.1871-72, p. 109; R.S.1874, p. 344; L.1895, p. 189; L.1933, p. 688; L.1935, p. 1.

2. U.S.S. at Large, v. 2, p. 155; U.S.R.S.1789-1874, p. 378-80; U.S.S. at Large, v. 34, part 1, p. 596; U.S.S. at Large, v. 37, part 1, p. 737; U.S.S. at Large, v. 44, part 2, p. 709.

3. Constitution of 1818, Art. IV, sec. 4: L.1819, p. 378.

4. L.1824, p. 41.

5. R.L.1827, p. 118.

6. L.1835, p. 150,151.

7. L.1841, p. 173; R.S.1845, p. 143.

8. Constitution of 1848, Art. V, sec. 7.

9. Constitution of 1870, Art. VI, sec. 13.

Circuit Court

one of which is Fayette.¹⁰

Three circuit judges who serve six-year terms are elected for the district.¹¹ Before entering upon the duties of his office, each circuit judge is required to subscribe to an oath which is filed with the Secretary of State. Those elected after the first Monday of June, 1933, receive a salary of \$7,200. The amount of salary to be paid to circuit court judges elected after the first Monday in June, 1939, was set at \$8,000. The salaries are paid from the state treasury.¹²

The hearings of several of the election contests are held before this court. Jurisdiction is granted to the court to hear and determine contests of the election of judges of the Supreme Court, judges of the circuit court, and members of the State Board of Equalization; but no judge of the circuit court is allowed to sit upon the hearing of any case to which he is a party.¹³ The circuit court also hears and determines the election contests of some of the local and county offices. These include contests of judge of the county court, mayors of cities, president of the county board, presidents of villages, and elections in reference to removal of county seats and in reference to any other subject which may be submitted to the vote of the people of the county. The circuit court has concurrent jurisdiction with the county court in cases of contested elections under the latter's jurisdiction.¹⁴

Included under the jurisdiction of the circuit court are appeals from the Illinois Commerce Commission's rules, regulations, orders, or decisions. Such appeals may be taken to the circuit court serving Fayette County when the subject matter of the hearing is situated in this county. The appeal may be heard for the purpose of having the reasonableness or lawfulness of the rule, regulation, order, or decision inquired into and determined.¹⁵

To expedite the handling of litigation, a branch circuit court may be held at the same time that the main or regular circuit court for Fayette County is in session. A branch court is held by any circuit judge or by any judge of any other circuit called in for the purpose of hearing and deciding motions and settling the issues in any or all causes pending in the circuit court, and for the purpose of hearing chancery causes and cases at law which are pending in such court for that term. The presiding judge of the main circuit court assigns to the branch court as many of the law and chancery cases as the presiding judge of the branch court will possibly have time to hear.¹⁶

Also to aid in the speedy administration of justice, the judges, or a majority of them, may, by an order entered of record in the office of the clerk of the circuit court, dispense with either or both the grand and petit juries for any term or part of term of the circuit court, and may designate what term or portion thereof shall be devoted to criminal business, and what term or portion thereof to civil business.¹⁷

Each of the three judges of the circuit court is authorized to appoint one official shorthand reporter. This appointee is required to be skilled in verbatim reporting and is not allowed to hold more than one such official appointment. The appointment is in writing and is required to be filed in the office of the auditor of public accounts. The reporter holds office until his appointment is revoked by the appointing judge or until the termination of the judge's term. When the official reporter is absent or disabled

10. L.1933, p. 435.

11. Constitution of 1870, Art. VI, sec. 12; L.1933, p. 436.

12. L.1933, p. 621; L.1937, p. 189,606. In 1835 the salary of the circuit judge was \$750 per annum (L.1835, p. 167). The Constitution of 1870 set the salary at \$3,000 until otherwise provided by law (Constitution of 1870, Art. VI, sec. 16). A few of the recent changes were: from 1919 to 1925 for judges elected during this period, \$6,500; for the period 1925 to 1933, those elected received \$8,000 per year (L.1919, p. 553,554; L.1925, p. 400; L.1931, p. 148).

13. L.1899, p. 152.

14. L.1871-72, p. 396; L.1895, p. 170.

15. L.1921, p. 742,743.

16. L.1873-74, p. 82,83; L.1905, p. 146.

17. L.1835, p. 168; L.1873-74, p. 81; L.1933, p. 441,442.

Circuit Court

the presiding judge may appoint any other competent reporter to act during such absence or disability. The substitute is paid for his services by the official reporter. The reporter causes full stenographic notes of the evidence in all trials before the court to be taken down and transcript of the same to be correctly made if desired by either party to the suit, their attorneys, or the judge of the court. Each of the reporters receives and is paid out of the state treasury an annual salary of \$3,240. The salaries are paid out monthly on the warrant of the auditor of public accounts.¹⁸

The probation officer for adult probationers is an appointee of the circuit court.¹⁹ His services extend throughout the county. Courts exercising criminal or quasi-criminal jurisdiction are given power to release on probation adult or juvenile offenders found guilty of committing certain specified offenses.²⁰ In the performance of his prescribed duties, the probation officer principally serves the county and circuit courts. He is required to give bond as determined by the circuit court in a sum not exceeding \$5,000 and is subject to the rules of, and removal by, the appointing court.²¹ Fayette County is allowed one probation officer under the allowance of one for each fifty thousand, or fraction thereof, of population,²² but in this county there is no regular probation officer. The sheriff usually acts in this capacity when necessary.

The probation officer is compensated at a rate determined by the county board. In the performance of his duties, he is required to investigate the cases of defendants requesting probation; notify the court of previous conviction or probation; make reports to the respective courts; keep a set of records as described below; take charge of, and watch over, all persons placed on probation in his county and all probationers moving from another county into his county. He is also required to notify probation officers in other counties of any probationers under his supervision who may move into those counties.²³

The reports made by the probation officer to the courts are kept by the clerks in the respective cases. The courts' probation records include orders granting or refusing release on probation, probationers' bonds, the reports of probation officers noted above, and discharge of probationers.

The probation officer is required to keep complete and accurate records of investigated cases, including descriptions of the investigated persons, the action of the court, and the subsequent history of the probationers. These records are open to inspection by any judge or by any probation officer pursuant to a court order but are not public records.²⁴

Unlike the judges of the circuit court, who are elected by the judicial district electorate, the clerk of this court is elected by the county electorate.²⁵ This official performs the ministerial duties of the circuit court of Fayette County and files and preserves its records as well as those of the branch circuit court.²⁶ He is commissioned by the Governor and before entering upon the duties of his office, gives bond with sureties which are approved by any two of the judges of the court. His bond is given in the sum of not less than \$5,000 as agreed upon by the judges. The oath to which he subscribes is filed with the Secretary of State.²⁷ If a vacancy occurs in this office and the unexpired term does not exceed one year, the court is required to fill such vacancy by appointment of a clerk pro tempore. The appointee is then required to qualify for office in the same manner as the clerk of the circuit court. When the appointment is made, the court notifies the Governor of the filled vacancy. The Governor in turn, as soon as practi-

18. L.1933, p. 464.

19. L.1911, p. 280.

20. Ibid., p. 277.

21. Ibid., p. 280,281; L.1915, p. 380,381.

22. L.1915, p. 380.

23. L.1911, p. 281,282; L.1915, p. 381,382.

24. L.1911, p. 277-84; L.1915, p. 378-84.

25. Constitution of 1848, Art. V, sec. 7; Constitution of 1870, Art. X, sec. 8.

26. L.1905, p. 147.

27. R.S.1874, p. 260.

Circuit Court

cable, issues a writ of election for the circuit court clerk.²⁸

The clerk of the circuit court was first appointed by the circuit judge in Fayette County.²⁹ He kept a record of all the oaths that he administered and certified a copy annually to the Secretary of State.³⁰ The clerk preserved a complete record of all proceedings and determinations of the court of which he was clerk.³¹ At each term of the circuit court, the clerk inquired into the condition of the treatment of prisoners and was required to see that they all were humanely treated.³² This authority was in later years, and is at present, delegated to the circuit court.³³ One of the early requisites of this office was for the clerk of the circuit court to reside near the county seat in order that he could attend to his duties daily. In the event that it were not possible for him to be in daily attendance, the presiding judge was to fill such vacancy.³⁴ The Constitution of 1848 provided that the clerk of the circuit court be an elective officer of the county with a four-year term, which provision is still in effect.³⁵

The clerk is able to perform the several duties of his office with the aid of his staff which consists of assistants and deputy clerks who are appointed by him in a number determined by rule of the circuit court.³⁶ This order is entered as of record, and the compensation of such assistants and deputies is set by the county board.³⁷

Among the records kept by the clerk for the circuit court are the following:³⁸

1. Books of record of the proceedings and judgments of the court with alphabetical indexes by parties. Proceedings are recorded at length only in cases designated by law, or when the court, at the motion and assumption of expense by one of the parties, so orders. In practice, from an early date, the court record has been broken down into segregated types of proceedings and judgments.
2. "Plaintiff-Defendant Index to Court Records" and "Defendant-Plaintiff Index to Court Records," intended to be separate records, but frequently combined in a single volume with the two indexes segregated in each volume.
3. A general docket in which all suits are entered in the order they are commenced.
4. A judgment and execution docket containing a column for the entry of satisfaction or other disposition. In practice, an execution docket is frequently set up independently.
5. Additional dockets designated as the clerk's, judge's, and bar docket. In practice, the bar docket has tended to drop out of use.
6. A fee book in which costs and fees are to be entered under the proper title of the case. In practice, separate series of volumes are maintained under such titles of causes.
7. Transcripts of proceedings in appeals from justices', city, and foreign courts, dockets thereof, and transcripts of judgments for liens, etc., from the former. Separate well-bound books are required to be kept for each city court.

28. L.1873-74, p. 95.

29. Constitution of 1818, Art. IV, sec. 6; R.L.1833, p. 152; R.S.1845, p. 146.

30. L.1819, p. 349.

31. R.L.1829, p. 44; R.L.1833, p. 152; R.S.1845, p. 147.

32. R.L.1827, p. 248.

33. R.S.1874, p. 616; L.1923, p. 423.

34. R.L.1829, p. 35.

35. Constitution of 1848, Art. V, sec. 29; Constitution of 1870, Art. X, sec. 9.

36. L.1831, p. 49; Constitution of 1870, Art. X, sec. 9.

37. Constitution of 1870, Art. X, sec. 9.

38. The Civil Practice Act of 1933 grants authority to the circuit courts, subject to rules promulgated by the Supreme Court and not inconsistent with statutory requirements, to make such rules as they may deem expedient, regulating dockets and calendars of said court (L.1933, p. 786).

These books are to contain an alphabetical docket of all judgment decrees rendered in the city court. They also provide for entry of data relating to the filing of the transcript with the corresponding number of the transcript.³⁹

8. Naturalization proceedings from petitions to final certificates; Federal statutes allow the circuit court to exercise jurisdiction.
9. Reports to the court from its designated masters in chancery, the state's attorney, and the coroner's inquest juries.
10. Jury venires, summonses, certificates, etc.
11. Original documents used in court hearings and determinations. These documents are of particular importance because in a large number of cases the complete proceedings are not spread on court record.
12. Monthly reports of the warden of the county jail, containing a list of all prisoners in his custody, showing causes of commitment and names of persons by whom committed.⁴⁰

Proceedings of Court

Case Papers

234. INDEX TO COURT PAPERS, 1821--. 2 v. (1 not numbered, 1). Title varies: Index to Court Papers Old, 1 v. not numbered, 1821-74. Index to (Common Law Cases), entry 235; (Chancery Cases), entry 236; (Criminal Cases), entry 237; and (Circuit Court Cases), entry 238, showing names of plaintiff and defendant, and case number. Arr. alph. by name of plaintiff. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

235. (COMMON LAW CASES), 1875--. 74 f.b. 1821-74 in (Circuit Court Cases), entry 238. Original papers filed in common law cases, including transcripts of judgments, 1875-1901, subpoenas, summonses, complaints, affidavits of foreign and county witnesses, petitions to court, appeals and appeal bonds, fee bills, and court orders. Also contains Confessed Judgments, 1875-81, entry 240. Arr. by case no. For index, see entry 234. 1875-92, hdw. and hdw. on pr. fm.; 1893--, hdw., hdw. on pr. fm., typed, and typed on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

236. (CHANCERY CASES), 1875--. 178 f.b. 1821-74 in (Circuit Court Cases), entry 238. Original papers filed in chancery cases, including summonses, petitions to court for attachments, modification of decrees and alimony, affidavits of foreign witnesses, defendants' answers, bills for divorce, instructions to jury, stipulations, additional counts, pleas, replications, motions for new trial, verdicts, appeal bonds, fee bills, and court orders. Arr. by case no. For index, see entry 234. 1875-92, hdw. and hdw. on pr. fm.; 1893--, hdw., typed, and hdw. and typed on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

237. (CRIMINAL CASES), 1875--. 20 f.b. 1821-74 in (Circuit Court Cases), entry 238. Original papers filed in circuit court criminal cases, including summonses, subpoenas, petitions, indictments, habeas corpus writs, complaints before justices, warrants, depositions of evidence, instructions to jury, jury verdicts, receipts for prisoners, reports by probation officers, affidavits of foreign witnesses, recognizance and appeal bonds, and court orders. Arr. by case no. For index, see entry 234. 1875-92, hdw. and hdw. on pr. fm.; 1893--, hdw., typed, and hdw. and typed on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

39. R.S.1874, p. 347; L.1901, p. 136,137.

40. R.L.1827, p. 217; R.S.1845, p. 323-26,414,418,419,518; L.1865, p. 79,80; L.1871-72, p. 325; R.S.1874, p. 262,263,339,616; L.1877, p. 77; L.1895, p. 217; L.1933, p. 442,677; U.S.S. at Large, v. 2, p. 153-55; U.S.R.S.1789-1874, p. 378-60; U.S.S. at Large, v. 34, part 1, p. 596-607, 709,710; U.S.S. at Large, v. 45, part 1, p. 1514,1515.

238. (CIRCUIT COURT CASES), 1821-74. 104 f.b. Original papers filed in circuit court common law, criminal, and chancery cases, including all types of documents shown in entries 235-237. Also contains Confessed Judgments, entry 240. These files subsequently kept as (Common Law Cases), entry 235; (Chancery Cases), entry 236; and (Criminal Cases), entry 237. Arr. by case no. For index, see entry 234. Hdw. and hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

For other criminal case papers, see entry 102 iv .

239. EXECUTIONS, 1822--. 18 f.b. Original executions on judgments, showing execution number, names of plaintiff, defendant, attorneys, sheriff, and circuit clerk, date, amount, and nature of judgment, sheriff's and clerk's fees, and dates of issue and return. Arr. by execution no. No index. Hdw. and hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

For other executions, see entries 102 iv , 285 xxi .

240. CONFESSED JUDGMENTS, 1922--. 6 f.b. 1821-74 in (Circuit Court Cases), entry 238; 1875-81 in (Common Law Cases), entry 235; 1882-1921 in (Circuit Clerk's Miscellaneous Files), entry 285. Original judgments entered by confession, showing names of plaintiff, defendant, and attorneys, amounts of judgment and court costs, and dates of judgment and filing. Arr. by date of filing. No index. Hdw. and typed on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

241. LIENS, 1891-1900. 1 f.b. Missing: 1898-99, 1901-4. 1905-- in (Circuit Clerk's Miscellaneous Files), entry 285. Mechanics' liens filed for labor and material, showing legal description of property, names of claimant and defendant, date and itemized list of material and labor furnished, total amounts of bills and credits, amount due, notarial acknowledgment, and date of filing. Arr. by date of filing. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

242. (PETITION FOR INCORPORATION OF VILLAGE OF BROWNSTOWN), 1900. In (Miscellaneous Files), entry 102. Petition to circuit judge to incorporate village of Brownstown, showing legal description of lands to be incorporated, signatures of petitioners, name of judge, population of village, certification of posting notices of election, notarial acknowledgment, and date of filing. Hdw. and hdw. on pr. fm.

Records

243. INDEX TO COURT RECORDS PLAINTIFF - DEFENDANT, 1857--. 8 v. (4 not labeled, plaintiff; 4 not labeled, defendant). Index to Circuit Court Record Law, entry 244; Circuit Court Record Chancery, entry 245; Circuit Court Record Criminal, entry 246; Foreclosure Circuit Court Record, entry 250; and Partition Record, entry 251, showing names of plaintiff, defendant, and attorneys, date, type of case, and book and page of record. Arr. alph. by names of plaintiff and defendant. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

244. CIRCUIT COURT RECORD LAW, 1821--. 18 v. (2A, B3, C4, C5, D6, D7, F8, 9HG, H10, I11, K12, 18, 28, 30, 36, 43, 52, 1821--; 1, 1827-40). Missing: 1851, 1852. Record of common law cases, showing case number, term date, names of plaintiff, defendant, and attorneys, type of case, action, and proceedings and orders of court. Also contains Circuit Court Record Chancery, 1821-74, entry 245, including Foreclosure Circuit Court Record, entry 250, Partition Record, entry 251, and Divorce (Record), entry 252; Circuit Court Record Criminal, 1821-73, entry 246, including Bail Bond Record, entry 247; Judgment by Confession in Vacation, 1882-96, entry 249; Judgment Transcript Record, 1882-84, entry 254; Naturalization Record Final, 1840-74, entry 281. Arr. by date of recording. 1821-56, indexed alph. by name of plaintiff; for sep. index, 1857--, see entry 243. 1821-1910, hdw.; 1911--, typed. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

245. CIRCUIT COURT RECORD CHANCERY, 1875--. 26 v. (15-60 not consecutive). 1821-74 in Circuit Court Record Law, entry 244. Record of chancery cases, showing term date, case number, names of plaintiff,

defendant, and attorneys, type of case, proceedings, and court orders. Also contains Foreclosure Circuit Court Record, 1882-84, 1919--, entry 250; Partition Record, 1882-94, 1905--, entry 251; Divorce (Record), 1875-93, entry 252. Arr. by date of recording. For index, see entry 243. 1875-1910, hdw.; 1911--, typed. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

246. CIRCUIT COURT RECORD CRIMINAL, 1874--. 6 v. (L13, 21, 22, 27, 39, 49). 1821-73 in Circuit Court Record Law, entry 244.
Record of criminal cases, showing term date, case number, names of plaintiff, defendant, and attorneys, nature of charge, nature of action, proceedings, and court orders. Also contains Bail Bond Record, 1874-1917, entry 247. Arr. by date of recording. For index, see entry 243. 1874-1910, hdw.; 1911--, typed. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

247. BAIL BOND RECORD, 1918-28. 1 v. (1). 1821-73 in Circuit Court Record Law, entry 244; 1874-1917 in Circuit Court Record Criminal, entry 246.
Copies of bail bonds, showing names of defendant and sureties, nature of charge, date and amount of bond, and acknowledgment. Arr. by date of bond. Indexed alph. by name of defendant. Hdw. on pr. fm. 300 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

248. INDICTMENT RECORD, 1889--. 4 v. (1 not labeled, 1, A, B). Missing: 1892-1912.
Record of indictments, showing name of defendant, nature of crime, dates of indictment and court term set for appearance, and orders remanding defendant to county jail, or release on bail. Arr. by date of indictment. Indexed alph. by name of defendant. 1889-91, hdw.; 1913--, typed. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

249. JUDGMENT BY CONFESSION IN VACATION, 1897--. 2 v. (35, 58). 1882-96 in Circuit Court Record Law, entry 244.
Record of judgments entered by confession in vacation, showing date, names of clerk, plaintiff, and defendant, nature of action, date and amount of judgment, and signature of clerk. Arr. by date of entry. Indexed alph. by name of defendant. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

250. FORECLOSURE CIRCUIT COURT RECORD, 1885-1918. 1 v. 1821-81 in Circuit Court Record Law, entry 244; 1882-84, 1919-- in Circuit Court Record Chancery, entry 245.
Record of foreclosure cases, showing date, case number, names of plaintiff, defendant, master, sheriff, and attorneys, type of case, action, and court decree. Arr. by case no. Indexed alph. by name of plaintiff; for sep. index, see entry 243. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

251. PARTITION RECORD, 1895-1904. 1 v. 1821-81 in Circuit Court Record Law, entry 244; 1882-94, 1905-- in Circuit Court Record Chancery, entry 245.
Record of partition cases, showing term date, case number, names of plaintiff, defendant, and attorneys, nature of action, proceedings, and court orders. Arr. by case no. Indexed alph. by name of plaintiff; for sep. index, see entry 243. Hdw. on pr. fm. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

252. DIVORCE (Record), 1894--. 2 v. (34, 55). 1821-74 in Circuit Court Record Law, entry 244; 1875-93 in Circuit Court Record Chancery, entry 245.
Record of divorce cases, showing names of plaintiff, defendant, and attorneys, nature of charge, action, proceedings, and court decrees. Arr. by date of decree. Indexed alph. by name of plaintiff. 1894-1926, hdw. on pr. fm.; 1927--, typed. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

Transcripts (See also entries 235, 238)

253. JUSTICE OF PEACE TRANSCRIPT RECORD, 1857--. 3 v. (A, 2, 3).
Record of transcripts of judgments from foreign and justice courts, showing date, names of attorney, plaintiff, defendant, and officers of court, kind of action, copies of petitions, testimonies, court orders, and date of filing.

Arr. by date of filing. Indexed alph. by name of defendant. Hdw. on pr. fm. 300 p. 17 x 14 x 2. Cir. clk.'s vlt., 1st fl.

254. JUDGMENT TRANSCRIPT RECORD, 1885--. 1 v. (20). 1821-84 in Circuit Court Record Law, entry 244.

Record of transcripts of judgments from foreign courts, showing case number, date, names of plaintiff, defendant, and attorneys, nature of judgment, court decree, and itemized amounts of costs and fees. Arr. by case no. Indexed alph. by name of plaintiff. Hdw. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

255. (TRANSCRIPTS OF JUDGMENTS), 1857-61, 1869, 1896, 1899, 1902--. In (Circuit Clerk's Miscellaneous Files), entry 285.

Transcripts of judgments from lower courts, showing names of plaintiff, defendant, and court, date, amount, and nature of judgment; proceedings of lower court, and date of filing. Hdw. on pr. fm. and typed.

Dockets

256. JUDGES' CURRENT DOCKET, 1933--. 1 v.

Judges' docket of pending common law, criminal, and chancery cases, showing date and number of case, names of plaintiff or complainant, defendant, and attorneys, kind of action, dates and notations of proceedings, and book and page of entry in court record. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

257. CLERK'S CURRENT DOCKET, 1932--. 1 v.

Clerk's docket of pending common law, criminal, and chancery cases, showing case number, names of complainant, plaintiff, defendant, and attorneys, type of action, date set for trial, dates and notations of previous proceedings, and book and page of entry in record. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

258. CLERK'S TRANSFER DOCKET (Common Law), 1920--. 1 v. 1836-1909 in Clerk's Docket Circuit Court, entry 261; 1910-19 in Clerk's Transfer Docket, Criminal, entry 260.

Clerk's docket of common law cases, showing date, names of plaintiff, defendant, judge, and attorneys, notation of previous proceedings, nature of case, dates of trial, and book and page of entry in court record. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

259. CLERK'S TRANSFER DOCKET (Chancery), 1914--. 3 v. 1836-1913 in Clerk's Docket Circuit Court, entry 261.

Clerk's docket of chancery cases, showing date, names of complainant, defendant, judge, and attorneys, notations of previous proceedings, date of trial, nature of case, and book and page of entry in court record. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

260. CLERK'S TRANSFER DOCKET, CRIMINAL, 1910--. 3 v. 1836-1909 in Clerk's Docket Circuit Court, entry 261.

Clerk's docket of criminal cases, showing date, names of defendant, judge, and attorney, notations of previous proceedings, nature of action, dates of trial and indictment, and book and page of entry in court record. Also contains Clerk's Transfer Docket (Common Law), 1910-19, entry 258. Arr. by date of case. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

261. CLERK'S DOCKET CIRCUIT COURT, 1836-1913. 37 v. Missing: 1841-78.

Clerk's docket of common law, criminal, and chancery cases, showing date, names of plaintiff, defendant, judge, and attorneys, notations of previous proceedings, nature of case, and date of trial. Clerk's Transfer Docket (Chancery), entry 259; Clerk's Transfer Docket, Criminal, entry 261, including Clerk's Transfer Docket (Common Law), entry 258; subsequently kept separately. Arr. by date of case. No index. 1836-38, hdw.; 1839-1913, hdw. under pr. hdgs. 50 - 150 p. 10 x 7 x $\frac{1}{2}$ - 12 x 8 x 1. 1 v., 1836-38, level 4, bay 12, State Archives Bldg., Springfield, Illinois; 36 v., 1839-1913, strm., bsmt.

262. JUDGES' TRANSFER DOCKET - COMMON LAW, 1920--. 1 v. 1842-1908 in Judges' Locket, entry 265; 1909-19 in Judges' Transfer Locket - Criminal, entry 264.

Judges' docket of civil cases, showing date of court term, case number, names of plaintiff, defendant, and attorneys, nature of action, and abstract of proceedings. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

263. JUDGES' TRANSFER DOCKET - CHANCERY, 1909--. 4 v. (A, 3 not lettered). 1842-1908 in Judges' Locket, entry 265.

Judges' docket of chancery cases, showing date of court term, case number, names of complainant, defendant, and attorneys, nature of action, abstract of proceedings, and book and page of entry in court record. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

264. JUDGES' TRANSFER DOCKET - CRIMINAL, 1909--. 4 v. (B, 3 not lettered). 1842-1908 in Judges' Locket, entry 265.

Judges' docket of criminal cases, showing date, number of case, names of attorneys and defendant, kind of action, abstract of proceedings, and book and page of entry in record. Also contains Judges' Transfer Docket - Common Law, 1909-19, entry 262. Arr. by case no. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 4. Cir. clk.'s vlt., 1st fl.

265. JUDGES' DOCKET, 1842-1908. 18 v. (3 not lettered, H, 2 not lettered, I, K-U). Missing: 1843-44.

Circuit court judges' docket of common law, criminal, and chancery cases, showing date of court term, case number, names of attorney, plaintiff or complainant, defendant, and judge, notation of previous proceedings and judge's orders, nature of action, and remarks. Judges' Transfer Docket - Chancery, entry 263; Judges' Transfer Locket - Criminal, entry 264, including Judges' Transfer Docket - Common Law, entry 262, subsequently kept separately. Arr. by case no. No index. 1842, hdw.; 1845-1908, hdw. under pr. hdgs. 50 - 400 p. 12 x 8 x $\frac{1}{2}$ - 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

266. JUDGMENT AND EXECUTION DOCKET, 1915--. 2 v. (F, G).

Docket of judgments entered and executions issued, showing date and number of execution, names of plaintiff and defendant, nature of action, name of person against whom entered, amounts of judgment, damages, and costs, sheriff's return and disposition. Judgment Docket, entry 267, including Circuit Court Default Judgment Locket, entry 270; Execution Docket, entry 268, including Executions from Foreign Counties, entry 269, formerly kept separately. Arr. by date of judgment. No index. Hdw. under pr. hdgs. 300 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

267. JUDGMENT DOCKET, 1827-1914. 4 v. (1, A, B, 1 not labeled). Missing: 1841-57. 1915-- in Judgment and Execution Docket, entry 266.

Docket of judgments entered, showing case number, date, nature of action, name of person against whom entered, amount of debt, date of execution, and satisfaction. Also contains Circuit Court Default Judgment Docket, 1827-57, 1870-1914, entry 270. Arr. alph. by name of person against whom judgment is entered. Indexed alph. by name of plaintiff. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

268. EXECUTION DOCKET, 1827-1924. 6 v. (2 not lettered, 1827-71; A-C, E, 1850-1924). 1925-- in Judgment and Execution Docket, entry 266.

Docket of executions showing date and number of execution, names of plaintiff and defendant, amounts of costs, debt, and clerk's fees, and sheriff's return. Also contains Executions from Foreign Counties, 1872-1924, entry 269. Arr. by execution no. 2 v. not lettered, 1827-71, v. A, 1850-63, v. C, E, 1870-1924, indexed alph. by name of plaintiff; v. B, 1864-69, no index. 1827-49, hdw.; 1850-1924, hdw. under pr. hdgs. 100 - 300 p. 12 x 8 x 1 - 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

269. EXECUTIONS FROM FOREIGN COUNTIES, 1842-71. 1 v. 1872-1924 in Execution Docket, entry 268; 1925-- in Judgment and Execution Docket, entry 266.

Docket of executions issued by foreign counties, showing names of counties issuing execution and entering judgment, and date and number of execution,

names of plaintiff and defendant, amount and date of judgment, and sheriff's return. Arr. by date of execution. No index. Hdw. 100 p. 12 x 8 x 1. Cir. clk.'s vlt., 1st fl.

270. CIRCUIT COURT DEFAULT JUDGMENT DOCKET, 1858-69. 1 v. 1827-57, 1870-1914 in Judgment Docket, entry 267; 1915 in Judgment and Execution Docket, entry 266.

Docket of judgments entered by default, showing case number, type of action, name of person against whom judgment is entered, amount of debt, and dates of execution and satisfaction. Arr. alph. by name of person against whom judgment is entered. Indexed alph. by name of plaintiff. Fdw. under pr. hdgs. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

271. DOCKET OF LIENS, 1891--. 1 v.

Docket of 'mechanics' liens and liens for material, showing names of owner, contractors, and laborers, legal description of property, date of filing of specifications, and amount of claim. Arr. by date of filing. Indexed alph. by name of person filing claim. Hdw. under pr. hdgs. 150 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

272. CLERK'S ISSUE DOCKET, 1892--. 3 v. (B-D).

Docket of writs issued, showing names of plaintiff, defendant, and attorneys, case number, kind of action, dates of payment of fees and delivery of process, book and page of entry in fee book, type of writ, and date and notations of sheriff's return. Arr. by date of writ. No index. Hdw. under pr. hdgs. 450 p. 14 x 12 x 4. Cir. clk.'s vlt., 1st fl.

Fee Books

273. COMMON LAW FEE BOOK, 1824--. 23 v. (3 not lettered, C, 1824-69; 1 not lettered, 1856-57; A, 1859-64; B, 1860-63; F-I, 1865-75; K, L, 1873-79; M, P-X, 1877--). Missing: 1838-46, 1851-54.

Record of fees charged, collected, and disbursed in common law cases, including witness fees subsequent to 1905, showing case number, date of court term, names of plaintiff, defendant, and attorneys, nature of action, plaintiff's and defendant's costs, and dates, amounts, and purpose of fees received and disbursed. Also contains Chancery Fee Book, 1824-80, entry 274; Criminal Fee Book, 1824-77, entry 275. Arr. by case no. Indexed alph. by name of plaintiff. 1824-69, hdw.; 1870--, hdw. on pr. fm. 200 - 500 p. 12 x 8 x 1 - 18 x 12 x 3. 4 v. not lettered, 1824-57, v. V-X, 1925--, cir. clk.'s vlt., 1st fl.; v. C, 1855-69, A, 1859-64, B, 1860-63, F-I, 1865-75, K, L, 1873-79, strm., bsmt.; v. M, P-U, 1877-1924, cir. clk.'s sub-vlt., bsmt.

274. CHANCERY FEE BOOK, 1881--. 9 v. (O, 1881-91; Q, T-Z, 1884--).

Missing: 1892-98. 1824-80 in Common Law Fee Book, entry 273. Record of fees charged, collected, and disbursed in chancery cases, including witness fees subsequent to 1905, showing case number, date of court term, names of complainant, defendant, and attorneys, amounts of court costs, items of fees, and dates of payment or expenditure. Arr. by case no. Indexed alph. by name of complainant. Hdw. on pr. fm. 500 p. 18 x 12 x 3. V. O, 1881-91, Q, T-V, 1884-1918, cir. clk.'s sub-vlt., bsmt.; v. W-Z, 1919--, cir. clk.'s vlt., 1st fl.

275. CRIMINAL FEE BOOK, 1878--. 5 v. (2, 1878-89; R-U, 1884--).

Title varies: Fee Book, Peoples, v. 2, 1878-89. 1824-77 in Common Law Fee Book, entry 273.

Record of fees charged, collected, and disbursed in criminal cases, including witness fees subsequent to 1905, showing case number, date of court term, name of defendant, nature of action, amounts of court costs, items of fees, and dates of payment or expenditure. Arr. by case no. Indexed alph. by name of defendant. Hdw. on pr. fm. 500 p. 18 x 12 x 3. V. 2, 1878-89, strm., bsmt.; v. R, S, 1884-1910, cir. clk.'s sub-vlt., bsmt.; v. T, U, 1911--, cir. clk.'s vlt., 1st fl.

Circuit Court - Reports
to Court; Jury Records,
Naturalization

(276-282)

Reports to Court
(See also entries 285[xxvii,xxx], 294, 295, 338)

276. MASTER-IN-CHANCERY REPORTS, 1913--. 5 f.b. Missing: 1866-69, 1871-75, 1888-90, 1895-99, 1901-12, 1920. 1858-65, 1870, 1876-87, 1891-94, 1900 in (Circuit Clerk's Miscellaneous Files), entry 285.

Original reports to circuit court by masters in chancery, showing term date, president of bank, certifying master, and clerk, date and amounts of receipts and disbursements, names of payee and payer, purpose, recapitulation, signatures of master and clerk, and date of filing. Arr. by date of filing. No index. Hdw. and typed. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

277. MASTERS' REPORTS, 1879--. 3 v. (1-3).

Record of accounts of funds held by masters in chancery, showing date of court term, names of judge and master in chancery, balance on hand last report, dates, amounts, and purpose of receipts or disbursements, name of payor or recipient, total amount of receipts and disbursements, balance available, date of filing, and signature of master in chancery. Arr. by date of filing. Indexed alph. by name of master in chancery. Hdw. 600 p. 18 x 12 x 3. V. 1, 1879-1918, cir. clk.'s sub-vlt., bsmt.; v. 2, 3, 1919--, cir. clk.'s vlt., 1st fl.

278. RECORD OF STATE'S ATTORNEYS' REPORTS, 1873--. 2 v. (1 not numbered, 1873-1912; 1, 1881--).

Record of reports of state's attorney to circuit court, showing date of report, name of state's attorney, date, amount, and purpose of fines and fees collected, case number, affidavit of accuracy of report, amount of money on hand, and date of filing. Arr. by date of filing. 1 v. not numbered, 1873-1912, hdw. on pr. fm.; v. 1, 1881--, hdw. 325 p. 18 x 13 x 2. Cir. clk.'s vlt., 1st fl.

Jury Records
(See also entries 2, 5, 22, 152, 154, 155, 162,
285[xxvi,xxix,xxxiii,xxxiv], 286, 294-296)

279. JURY CERTIFICATES (Stubs), 1890--. 8 v.

Stub record of jury certificates, showing name of juror, date, number, and amount of warrant, number of days of service, and mileage allowance. Arr. by certificate no. No index. Hdw. on pr. fm. 200 p. 12 x 16 x 1. Cir. clk.'s vlt., 1st fl.

Naturalization
(See also entries 103[xi], 190-193, 285[xx,xxiii])

280. DECLARATION AND FINAL OATH, 1868-89. 1 f.b.

Files of original naturalization papers, including declarations of intention, petition for final papers, and final oath, 1870-89, showing name, age, nativity, occupation, and address of alien, dates of arrival in United States, declaration, oath, petition, and final oath, renunciation of allegiance to foreign power, and signature of circuit clerk. No obvious arr. No index. Hdw. on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

281. NATURALIZATION RECORD - FINAL, 1875-89. 1 v. 1840-74 in Circuit Court Record Law, entry 244.

Copies of declaration of intention, petitions, and final certificates of naturalization, showing names of petitioner, witnesses, and judge, oath to renounce allegiance to foreign power, certificate of arrival, oath of allegiance, dates of arrival, petition, and final certificate, and certificate and case numbers. Also contains Naturalization Record - Minor's, 1875-79, 1881-89, entry 282. Arr. by date of certificate. Indexed alph. by name of petitioner. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

282. NATURALIZATION RECORD - MINOR'S, 1880. 1 v. 1875-79, 1881-89 in Naturalization Record - Final, entry 281.

Record of minors' naturalizations, showing date of court term, petition and declaration of intention, names of judge, petitioner, and clerk, nativity of alien, petition number, renunciation of allegiance to foreign power, oath of allegiance, and signature of petitioner and clerk. Arr. by date of declaration. Indexed alph. by name of minor. Hdw. on pr. fm. 500 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

Receipts and Expenditures

283. RECEIPTS AND EXPENDITURES, CIRCUIT CLERK, 1878--. 8 v. Ledger of circuit clerk's receipts and expenditures, showing date of court term, case number, date, amount, and purpose of receipt or expenditure, name of recipient or payor, total amount of receipts and expenditures, and signature of circuit clerk. Also contains (Receipts and Expenditures, Recorder), entry 148. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 300 p. 18 x 13 x 2. 3 v., 1878-83, 1901-16, strm., bsmt.; 2 v., 1884-1900, co. clk.'s sub-vlt., bsmt.; 3 v., 1917--, cir. clk.'s vlt., 1st fl.

284. REGISTER OF ORDERS, 1878-1904. 1 v. Discontinued. Register of orders issued for witness fees, showing name of witness, and date, amount, and number of order. Arr. by order no. No index. Hdw. under pr. hdgs. 200 p. 14 x 8 x 1. Cir. clk.'s vlt., 1st fl.

For subsequent records of witness fees, see entries 273, 274, 275.

Miscellaneous Files

285. (CIRCUIT CLERK'S MISCELLANEOUS FILES), 1822--. 22 f.b. Miscellaneous papers filed with circuit clerk:

- i. Agreements for plugged oil wells, 1938--, showing names of lessee and lessor, reason for plugging well, date and terms of agreement, and acknowledgment.
- ii. Affidavits of witnesses from foreign courts, 1875-84, 1902, showing names of witness, county, and court, number of days at court, mileage, and amount of fee.
- iii. Appeal bonds given by parties in cases of appeal to insure appearance in court, 1901-8, showing names of principal, sureties, and clerk of court, amount and condition of bond, date and amount of judgment rendered in lower court, and date of filing.
- iv. Bonds and oaths of circuit clerk and circuit clerk's deputies, 1849-76, showing names of clerk and deputy, signatures of sureties, date, amount, and terms of bond, court approval, and dates of oath and filing.
- v. Bonds of county clerk, 1839, 1853, 1864, 1890--, showing name of clerk, signatures of sureties, date, amount, and conditions of bond, approval, notarial acknowledgment, and date of filing.
- vi. Bonds and oaths of county coroner, 1840-72, showing names of principal and sureties, date and amount of bond, court approval, dates of oath and filing, and notarial acknowledgment.
- vii. Bonds and oaths of county sheriff, 1833-34, 1840-72, showing signatures of principal and sureties, date, amount, and conditions of bond, court approval, acknowledgment, and dates of oath and filing.
- viii. Bond of county sheriff as tax collector, 1847 only, showing name of sheriff, signatures of sureties, terms, date, and amount of bond, notarial acknowledgment, and date of filing.
- ix. Bonds of masters in chancery, 1849--, showing names of principal and sureties, date and amount of bond, notarial acknowledgment, approval, and date of filing.
- x. Bonds of township collectors, 1860-72, showing names of principal and sureties, date, amount, and conditions of bond, acknowledgment, date of filing, and approval of township supervisor.
- xi. Bonds, recognizance, 1849, 1851, 1853-62, 1864-69, showing names of justice of peace, circuit clerk, defendant, and witnesses, amount and condition of recognizance, costs, nature of charge, and date of filing.
- xii. Certificates of appointment and oaths and bonds of deputy sheriffs, 1850-78, showing signatures of sheriff, deputy, and sureties, date, amount, and conditions of bond, acknowledgment, dates of appointment, oath, and filing, and approval of court.
- xiii. Certificates of election of circuit clerk, 1852 only, showing name and address of circuit clerk, number of ballots cast, name of political party, date of election, and attestation of county clerk.
- xiv. Certificates of freedom issued to negroes by sheriff, 1824, 1842, showing name, age, and personal description of negro, place of birth, reason for granting freedom, signatures of sheriff, and date of filing.
- xv. Certificates of levy, 1844-52, 1854, 1857-59, 1861-98, 1900, 1902, 1906-17, 1919-34, 1937--, showing names of complainant, owner, and

Circuit Court - Miscellaneous
Files

- sheriff, date, amount, and purpose of levy, legal description of property, and date of filing.
- xvi. Certificates of redemption, sheriff's, 1860-62, 1879-80, 1882-83, 1885, 1889, 1892, 1898-1902, showing names of owner and redeemer, legal description of property, total taxes, costs and fees due, amount of redemption, and signature of sheriff.
 - xvii. Certificates of redemption, master's, 1894, 1916, 1918-20, 1924, 1931, 1937--, showing names of owner and redeemer, legal description of property, total taxes, costs and fees due, amount of redemption, and signature of master.
 - xviii. Certificates of master's sales, 1858-65, 1870, 1876-87, 1891-94, 1900, 1913--, showing names of plaintiff and defendant, legal description of property, date and amount of sale, and signature of master in chancery.
 - xix. Certificates of sheriff's sales, 1869, 1871-72, 1880, 1882-94, 1896-98, 1900, 1905-19, 1922-23, 1936, 1938--, showing names of owner and purchaser, legal description of property, date, reason, and amount of sale, and signature of sheriff.
 - xx. Declarations of intention, 1853-54, showing name, age, nativity, occupation, and address of alien, dates of declaration and arrival in United States, oath to renounce allegiance to any foreign power, and signature of circuit clerk.
 - xxi. Executions on judgments, 1839-40, 1845, 1869-70, 1884, 1886, 1895, 1898, 1902, showing execution number, names of plaintiff, defendant, attorneys, sheriff, and circuit clerk, date, amount, and nature of judgment, amounts of sheriff's and clerk's fees, and dates of issue and return.
 - xxii. Fee bills for fees paid in common law, criminal, and chancery cases, 1861-62, 1866, 1868, 1870-71, 1900, 1903, showing names of plaintiff and defendant, itemized fees and costs, and date and amount of payment.
 - xxiii. Oaths of allegiance of petitioners for final certificates of naturalization, 1856-69, showing names of petitioner, witnesses, and clerk, dates of petition for final certificate and oath, and signature of clerk.
 - xxiv. Official memorials to deceased members of county bar association, 1933 only, showing name of member, date and place of death, genealogical survey of family, and signatures of committee of bar association.
 - xxv. Papers filed in proceedings for the incorporation of Perryville, 1823, including petition for incorporation, order of court, plat of town, petition for sale of lots, and list of lots sold.
 - xxvi. Petitions to recall grand jurors, 1928--, showing term date, names of jurors, and dates of petition, serving of notice, and filing.
 - xxvii. Receipts given by wardens to sheriff for prisoners delivered, 1873, 1881, 1883-85, 1887-89, 1890-96, showing signature of warden, names of sheriff and prisoner, and dates of delivery and filing.
 - xxviii. Reports of adult probation officer to circuit court, 1933 only, showing date of report, number and names of probationers, personal history, data of each case, and recommendations for discharge. For other probation documents, see entries 165, 286.
 - xxix. Reports of grand jury to county board, 1827-89, 1907--, showing names of jurors, findings on condition of jail building and the housing of prisoners, date of report, and signature of foreman.
 - xxx. Reports of state's attorney to circuit court, 1873-76, 1881-98, 1904-18, 1922-27, 1930--, showing name of defendant, nature of offense, itemized amount of fines assessed, and signature of state's attorney.
 - xxxi. Survey of town lots and blocks of Vandalia, 1841 only, showing legal description and location of lots and blocks, location of streets and alleys, name of surveyor, and date of filing.
 - xxxii. Tax lien notices, Federal, 1935, 1938, showing name and residence of taxpayer, collector's serial number, date and hour of filing, and amount of tax and penalty imposed.
 - xxxiii. Venires for grand jurors, 1823--, showing names of jurors, term date, date of summons, and signature of clerk.
 - xxxiv. Venires for petit jurors, 1822--, showing names of jurors, term date, date of summons, and signature of clerk.

Also contains Confessed Judgments, 1882-1921, entry 240; Liens, 1905--,

entry 241; (Transcripts of Judgments), 1857, 1861, 1869, 1899, 1902--, entry 255; and Master-in-Chancery Reports, 1858-65, 1870, 1876-87, 1891-94, 1900, entry 276. No obvious arr. No index. Hdw., hdw. on pr. fm., typed, and typed on pr. fm. 10 x 5 x 14. Cir. clk.'s vlt., 1st fl.

VII. SHERIFF

The sheriff, by constitutional provision, has been an elected officer in Fayette County from the organization of the county, in 1821, to the present.¹ The term of his office, originally set at two years,² is now four years.³ In 1880 it was provided, by constitutional amendment, that no person elected to the office of sheriff should be eligible for reelection to that office until four years after the expiration of his term of office.⁴ His bond in this county is required in the sum of \$10,000 and must be approved by the county judge.⁵ Memoranda of this bond are entered at large upon the records of the county court, and the bond is filed in the office of the county clerk.⁶ One or more deputies are appointed by the sheriff in accordance with the number allowed by rule of the circuit court. Compensation of the deputies is determined by the county board.⁷ The sheriff is warden of the county jail and has custody and regulation of the same and of all prisoners.⁸ To assist him in this administration, he appoints a superintendent of the county jail for whose conduct he is responsible, and whom he may remove at pleasure.⁹

Essentially without change for over one hundred years, the principal duties of the sheriff are the following:

1. To act as probation officer for adult probationers.
2. To act as conservator of the peace, with power to arrest offenders on view.
3. To attend, in person or by deputy, all courts of record (city, county, probate, circuit, and appellate courts) in his county, and to obey the orders and directions of the courts.
4. To serve, execute, and return all writs, warrants, process, orders, and decrees legally directed to him.
5. To sell real or personal property by virtue of execution or other process.
6. To send fingerprints of criminals to the State Bureau of Criminal Identification and Investigation.¹⁰

In the course of the sheriff's many detailed duties included in these broad provisions, the following records may be kept but do not appear in Fayette County:

1. Receipts of deliveries of prisoners in changes of venue.

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1. Constitution of 1818, Art. III, sec. 11; Constitution of 1848, Art. VII, sec. 7; Constitution of 1870, Art. X, sec. 8; second amendment November 22, 1880, to the Constitution of 1870, Art. X, sec. 9; also L.1819, p. 110; R.S.1874, p. 989.
 2. Constitution of 1818, Art. III, sec. 11; Constitution of 1848, Art. VII, sec. 7.
 3. Constitution of 1870, Art. X, sec. 8.
 4. Constitution of 1870, Art. X, sec. 8, as amended November, 1880.
 5. R.S.1874, p. 990. Cf. R.L.1827, p. 371. Prior to the organization of the county court, the sheriff's bond and securities were approved by the circuit court.
 6. R.S.1845, p. 514; R.S.1874, p. 989.
 7. R.L.1827, p. 373; R.S.1845, p. 515; L.1869, p. 399; Constitution of 1870, Art. X, sec. 9.
 8. L.1819, p. 111, 112, 160-62, 314-17, 332, 333; L.1821, p. 37, 63, 64; R.L.1827, p. 247-50; L.1831, p. 103, 104, 106; R.L.1833, p. 574, 575; L.1845, p. 10, 19; R.S.1845, p. 133, 134, 515-17; R.S.1874, p. 616, 989-91; L.1901, p. 137, 138; L.1923, p. 423. The citations also include references to duties not included in the general outline noted above.
 9. L.1923, p. 423.
 10. R.L.1827, p. 311, 312, 372, 373; R.L.1829, p. 121; L.1839, p. 14-18, 20; L.1877, p. 72; L.1905, p. 147; L.1921, p. 500; L.1931, p. 465.

Sheriff - Process; Jail Records;
Fees, Receipts and Expenditures

(286-290)

2. Copies of reports to the county court and circuit court.¹¹
3. Reports of pawnbrokers on loans and articles pawned.¹²
4. Data of identification of criminals and stolen property.

The following records may be kept and do appear:

1. Jail record.
2. Docket of executions.
3. Process docket.
4. "Books of Accounts," including records of fees and disbursements.

Process

286. (SHERIFF'S PAPERS), 1931--. 15 f.b.
Miscellaneous files of sheriff's papers, including receipts for prisoners, executions, attachment writs, duplicates of semi-annual reports, prisoners' cards, certificates of levy, sale, and redemption, probation reports, venires for grand and petit juries, warrants, subpoenas, and summonses, indictments, petitions to court, recognizance bonds, complaints, writs of commitment, lists of fees, receipts, citations, notices to file new bond, petitions for citation, schedules of estates, and promissory notes. No obvious arr. No index. Hdw. and typed on pr. fm. 5½ x 4 x 10 - 6 x 11 x 23. Sh.'s off., 1st fl.

For other related documents, see entries 103 xi, xviii, 285 xiv, xxvii.

287. SHERIFF'S PROCESS DOCKET - CRIMINAL, 1868--. 5 v. (3 not numbered, 2, 3). Title varies: Process Docket, 1 v. not numbered, 1868-76; Sheriff's Issue Docket, 2 v. not numbered, 1877-1911.
Register of process served by sheriff, showing names of defendant and court, kind of action and process, dates of receipt, service, and return, date and amounts of fees earned and received for mileage and service, total, and name of payer. Arr. by date of process. Indexed alph. by name of defendant. Hdw. under pr. hdgs. 450 p. 16 x 8 x 2. 3 v. not labeled, 1868-1911, strm., bsmt.; v. 2, 3, 1912--., sh.'s off., 1st fl.

288. SHERIFF'S EXECUTION DOCKET, 1869--. 4 v. (1 not labeled, A, 1 not labeled, 2). Missing: 1875-76.
Docket of executions served by the sheriff, showing names of plaintiff, defendant, and attorneys, dates of judgment, writ, and return, time and date execution received by sheriff, amounts of plaintiff's and defendant's costs, and sheriff's fees, total of fees and costs, and sheriff's return on execution. Arr. by date of execution. Indexed alph. by name of defendant. Hdw. on pr. fm. 500 p. 18 x 12 x 3. 1 v. not labeled, v. A, 1869-1902, strm., bsmt.; 1 v. not labeled, v. 2, 1903--., sh.'s off., 1st fl.

Jail Records

289. JAIL RECORD, 1917--. 2 v.
Register of prisoners committed to county jail, showing number, name, and physical description of prisoner, nature of charge, length of sentence, by whom delivered, dates of commitment and discharge, and mode of discharge. Arr. by date of commitment. No index. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. Sh.'s off., 1st fl.

Fees, Receipts and Expenditures

290. SHERIFF'S REGISTER OF FEES, 1883--. 8 v. (1 not numbered, 2-8).
Register of fees earned in common law cases in county, circuit, and probate courts, showing title of case, name of court, date and type of service, name of payer, date and amount of fee, and date of payment. Arr. by date

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11. L.1819, p. 200-202, 317; R.L.1827, p. 249, 273; L.1845, p. 11; R.S.1845, p. 305; R.S.1874, p. 568, 991, 992, 1096; L.1907, p. 316-19; L.1909, p. 301; L.1921, p. 800; L.1923, p. 424; L.1929, p. 549; L.1931, p. 465; L.1933, p. 187-90.
 12. L.1909, p. 301.

Coroner

of case. Indexed alph. by name of plaintiff. Hdw. under pr. hdgs. 600 p. 18 x 12 x 3. 1 v. not numbered, v. 2, 1883-94, strm., bsmt.; v. 3-8, 1895-- , sh.'s off., 1st fl.

291. (SHERIFF'S CASH BOOK), 1884--. 2 v. Journal of sheriff's cash receipts of fees, showing date, amount, and purpose of payment, name of payer, and monthly and yearly totals. Also includes journal of expenditures, 1884-1934. Arr. by date of transaction. No index. Hdw. 1884-1934, binding poor. 200 p. 14 x 10 x 1. Sh.'s off., 1st fl.

292. SHERIFF'S MISCELLANEOUS FEES, 1884--. 1 v. Register of fees received for miscellaneous services, showing name of sheriff, date and type of service, name of payer, and date of payment. Arr. by date of payment. No index. Hdw. under pr. hdgs. 500 p. 18 x 12 x 3. Sh.'s off., 1st fl.

293. SHERIFF'S DAY BOOK, 1887-1914. 1 v. Discontinued. Journal of sheriff's daily receipts and disbursements, showing dates and amounts of receipts and expenditures, names of payer and payee, and purpose of payment. Arr. by date of transaction. No index. Hdw. 280 p. 18 x 12 x 1. Sh.'s off., 1st fl.

For record of sheriff's expenditures to 1934, see entry 291.

VIII. CORONER

The coroner's office in Fayette County has continued in existence from the organization of the county, in 1821, to the present.¹ The coroner is elected by the county electorate for a four-year term. After certification of his election by the county clerk, filing of his bond, and taking oath of office, he receives his commission from the Governor.² The inquest duties of this official have changed little over a period more than a century. The coroner acts as a conservator of the peace with powers equal to those of the sheriff in this respect and serves as a ministerial officer of the courts in the absence or disqualification of the sheriff; he also performs all the other duties of the latter when the office is vacant.³

The most important function of the coroner is to hold inquests over the bodies of persons supposed to have come to their death by violence, casualty, or other undue means. When notification of such death is received, the coroner proceeds to the body, takes charge of it, and summons a jury composed of six men from the vicinity in which the body was found. The jury is instructed to convene at a stated time and place to view the body and to inquire into the cause and manner of the death. If the inquest is continued and a vacancy should occur on the jury, the coroner is allowed to fill such vacancy.⁴

To the custody of the clerk of the circuit court are returned the verdict of the jury and such recognizances as may be given the coroner by witnesses whose testimony implicates any person as the unlawful slayer of the deceased.⁵ In his own office the coroner files and preserves the record of such testimony.⁶ The coroner also keeps one record which he originates, the "inquest record." This record recapitulates all the data involved in the entire inquest procedure and includes an inventory and accounting of the personal property and money of the deceased.⁷

1. Constitution of 1818, Art. III, sec. 11; L.1849, Second Sess., p. 7; Constitution of 1870, Art. X, sec. 8.
2. The office is constitutional and elective (Constitution of 1818, Art. III, sec. 11; Constitution of 1870, Art. X, sec. 8). The term, formerly two years, is now four years (second amendment, November 22, 1880, to Constitution of 1870, Art. X, sec. 8).
3. L.1819, p. 111,160; L.1821, p. 20-23; L.1825, p. 63,64; R.L.1827, p. 246-50,372,373,375; R.S.1845, p. 515,517; R.S.1874, p. 281,282.
4. L.1821, p. 22-24; R.S.1845, p. 517,518; R.S.1874, p. 282-84; L.1879, p. 82; L.1907, p. 213; L.1919, p. 403; L.1931, p. 388.
5. L.1821, p. 24,25; R.S.1845, p. 518; R.S.1874, p. 284.
6. L.1869, p. 104; R.S.1874, p. 283; L.1907, p. 213; L.1919, p. 293.
7. L.1821, p. 25,26; R.S.1874, p. 283.

Deputy coroners, appointed by this official, assist him in the performance of the duties of his office. The number of deputies is set by rule of the circuit court, and their compensation is determined by the county board of supervisors. The bond or securities of these assistants are taken by the coroner, and the oath to which each subscribes is filed in the county clerk's office.⁸

294. CORONER'S RECORD, 1870--. 4 v. (A, 3 not lettered). Record of proceedings in coroner's inquests, showing name, personal and statistical particulars, and residence of deceased, date and place of death, names of witnesses, jurors, and coroner, occupations of jurors, minutes of proceedings, jury decision, final verdict, and inventory and disposition of personal effects. Arr. by date of proceedings. Indexed alph. by name of deceased. 1870-1935, hdw., and hdw. under pr. hdga.; 1936-- , hdw. 200 p. 18 x 12 x 2. V. A, 1 not lettered, 1870-1913, co. clk.'s sub-vlt., bsmt. 2 v. not lettered, 1913-- , east rm., 1st fl., Ritter Estate.

295. (CORONER'S FILES), 1936--. 1 box. Original verdicts in coroner's inquests, showing place and date of inquest, names of jurors and foreman, name, age, residence, and testimony of witnesses, final verdict, signature of coroner, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 12 x 18. East rm., 1st fl., Ritter Estate.

296. CORONER'S JURY CERTIFICATES, 1932--. 2 v. Stubs of certificates issued in payment for jurors' services in inquest, showing date and number of certificate, names of deceased and juror, and amount of payment. Arr. by certificate no. No index. Hdw. on pr. fm. 80 p. 18 x 12 x $\frac{1}{2}$. East rm., 1st fl., Ritter Estate.

IX. STATE'S ATTORNEY

The functions of the office of state's attorney in Fayette County were performed by a circuit attorney from the organization of the county in 1821, to 1827, when he was replaced by an officer "styled and called state's attorney."¹ In Fayette County, as in each of the counties of the judicial district, this officer commenced and prosecuted in courts of record all actions in which the people of the state or county were concerned.² The state's attorney was appointed by the Governor until 1835, when he became an official elected by the General Assembly. This latter provision remained effective until 1848, when the state's attorney became an elective officer of the circuit district electorate. At this time his services also were expanded to include the newly created county court. Finally, the Constitution of 1870 made the office elective in and for each county.³ Bond in the sum of \$5,000 has been required since 1872.⁴ From the creation of this office in the state until the present, the state's attorney has continued to receive his commission from the Governor for the tenure of his office.⁵ In 1827 his appointment was set at a four-year term, until 1835, when he was elected by the Assembly for a two-year term. Then, in 1849, the state's attorney's office became elective by the district electorate for a four-year term, the first term, however, being only for three years and ending in 1852.⁶ In Fayette County the state's attorney receives an annual salary of \$2,875 with an additional \$400 paid by the state. Statutory fee rates are allowed him for convictions on specified offenses and crimes before justices of the peace, police magistrates, county and circuit courts. Also, rates are established for preliminary examinations of defendants, for attendance at trials, and for appeals. These several fees and rates make up a county fund from which

8. L.1881, p. 63.

1. L.1819, p. 204; L.1825, p. 178,179; R.L.1827, p. 79,80.

2. L.1835, p. 44; R.S.1846, p. 76.

3. R.L.1833, p. 98; L.1835, p. 44; Constitution of 1848, Art. V, sec. 21, 28, Constitution of 1870, Art. VI, sec. 22; R.S.1874, p. 172.

4. L.1871-72, p. 189.

5. L.1819, p. 204; R.L.1833, p. 98; L.1835, p. 44; Constitution of 1848, Art. V, sec. 28; Constitution of 1870, Art. VI, sec. 22; R.S.1874, p. 172.

6. R.L.1827, p. 79,80; L.1835, p. 44; Constitution of 1848, Art. V, sec. 21; Constitution of 1870, Art. VI, sec. 22.

is paid his salary.⁷

The duties of the state's attorney are the following:

1. To commence and prosecute all actions, suits, indictments, and prosecutions, civil or criminal, in any court of record in his county in which the people of the state or county may be concerned.
2. To prosecute all forfeited bonds and recognizances and all actions and proceedings for the recovery of debts, revenues, moneys, fines, penalties, and forfeitures accruing to the state or his county, or to any school district in his county; also to prosecute all suits in his county against railroads or transportation companies, which may be prosecuted in the name of the people of the State of Illinois.
3. To commence and prosecute all actions and proceedings brought up by any county officer in his official capacity.
4. To defend all actions and proceedings brought against his county or against any county or state officer, in his official capacity, in his county.
5. To attend the examination of all persons brought before any judge on habeas corpus when the prosecution is in his county.
6. To attend before justices of the peace and prosecute charges of felony or misdemeanor for which the offender is required to be recognized and to appear before a court of record when it is within his power to do so.
7. To give his opinion, without fee or reward, to any county officer or justice of the peace in his county upon any question of law relating to any criminal or other matter in which the people of the state or county may be concerned.
8. To assist the attorney general whenever it may be necessary, and in cases of appeal or writ of error from his county to the supreme court, to which it is the duty of the attorney general to attend, he shall, a reasonable time before the trial of such appeal or writ of error, furnish the attorney general with a brief showing the nature of the case and the questions involved.
9. To pay all moneys received by him in trust, without delay, to the officer who by law is entitled to their custody.
10. To perform such other and further duties as may from time to time be enjoined upon him by law.
11. To appear in all proceedings by collectors of taxes against delinquent taxpayers for judgment to sell real estate, and to see that all the necessary preliminary steps have been legally taken to make the judgment legal and binding.⁸
12. To enforce the collection of all fines, forfeitures, and penalties imposed or incurred in the courts of record in his county; and to report to the circuit court on the collection of these moneys.⁹

The state's attorney of Fayette County keeps no records in his office. For reports of state's attorney to the circuit court, see entries 278, 285 [xxx], 338; for reports to county treasurer, see entry 337.

X. SUPERVISOR OF ASSESSMENTS

The county supervisor of assessments, with the aid of the township

7. L.1871-72, p. 422; L.1873-74, p. 104,105; L.1909, p. 231-33; L.1929, p. 474-76; L.1937, p. 607.
8. R.S.1845, p. 76; R.S.1874, p. 172.
9. L.1909, p. 406; L.1911-12, p. 88; L.1929, p. 475.

assessors in Fayette County, is responsible for the assessment of property upon which the township, district, county, state, and other taxes are levied. Principally, these officers annually revise the assessment of property, correct the same upon complaint, and quadrennially assess real and personal property.¹ Many statutory provisions have regulated this function in Fayette County. Early laws fixed the value of the several categories of real and personal property, leaving to the assessing officer only limited discretion.²

Property assessments in Fayette County were first made by the county treasurer, an appointee of the county commissioners' court.³ From 1825 to 1827, when the sheriff acted as treasurer,⁴ a county assessor was appointed by the county commissioners' court.⁵ In 1827 the General Assembly reestablished the office of county treasurer, and the assessment function was resumed by that officer.⁶ The treasurer continued to act in this capacity until 1839 when the legislature provided for the appointment by the county commissioners' court of county assessor.⁷ The duty of property assessment reverted to the county treasurer again in 1844⁸ and continued to be vested in that office until 1860 when township organization was instituted in this county,⁹ and assessments were made by township assessors, elected one in each township annually.¹⁰

Between 1849 and 1898, the assessing officers in Fayette County received their assessment lists from, and reported assessments to, the county clerk.¹¹ In the latter year, the legislature provided that the county treasurer should be ex-officio supervisor of assessments.¹² From that date until the present, the township assessors have worked under the direction of, and reported the assessment of property to, the county treasurer, acting in this ex-officio capacity. Every assessor is bonded in the sum of \$500. Bond for the supervisor of assessments is \$2,000 or such larger sum as the county board may determine.¹³

For other taxation records, see entries 23-48, 103[1,xv,xvi,xxix,xxxii,xxxviii-xli], 116, 169, 285[xxxii], 299-308, 332, 341, 394.

297. PERSONAL PROPERTY TAX SCHEDULE, 1923--. 2 bdl. Missing: 1902-27, 1929, 1933-35; probably destroyed in accordance with statute requiring schedules to be kept for only two years. 1901 in (Miscellaneous Files), entry 102.

Personal property tax schedules showing names of owner, town, and school district, items of taxable property, owner's and assessor's valuations, total tax, signature of owner, and date of filing. Arr. by date of filing. No index. Hdw. on pr. fm. 20 x 10 x 15. Co. clk.'s sub-vlt., bsmt.

298. REVENUE (Corporation Tax Lists), 1917--. 8 f.b. Missing: 1894-1916. 1887-93 in (Miscellaneous Files), entry 102.

Tax schedules filed by telephone, telegraph, railroad, and other corporations, showing description of property, names of company and township, amount of tax, tax spread, and date of filing. Also contains (School Tax) Levies, 1919--, entry 31. Arr. by date of filing. No index. Hdw. on pr. fm. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

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1. L.1871-72, p. 20-22; L.1879, p. 243; L.1881, p. 134; L.1891, p. 37; L.1898, p. 37,40,44; L.1903, p. 295,296; L.1923, p. 491,492,504,505; L.1927, p. 713,714; L.1928, Sp. Sess., p. 106; L.1931-32, First Sp. Sess., p. 66.
 2. L.1819, p. 313-19; L.1825, p. 173; L.1839, p. 4-6; L.1840, p. 4; L.1845, p. 6.
 3. L.1819, p. 315.
 4. L.1825, p. 178.
 5. Ibid., p. 173.
 6. R.L.1827, p. 330.
 7. L.1839, p. 4.
 8. L.1843, p. 231,237.
 9. Fayette County adopted township organization in 1859 but the change was not effective until 1860.
 10. L.1851, p. 38,54-57; L.1853, p. 14,15; L.1856, p. 35.
 11. L.1849, p. 121,128; L.1849, Second Sess., p. 38; L.1853, p. 14,17,47,49,50; L.1871-72, p. 19,20,22,23.
 12. L.1898, p. 36,37.
 13. Ibid., p. 37,38,39; L.1923, p. 493,494; L.1927, p. 743,744; L.1931-32, First Sp. Sess., p. 66.

XI. BOARD OF REVIEW

An important aspect of the revenue procedure is the authority for the review of assessments on property. In Fayette County this power is exercised by the board of review. The duties of this board are essentially to assess, equalize, and review or revise the assessment of property.¹ Early legislation provided for appeals from assessments to the county commissioners' court. The court was empowered to review and revise assessments on real and personal property.²

In 1849, when the county court succeeded the county commissioners' court in Fayette County, appeals were made to that body.³ When township organization was instituted in 1860⁴ this jurisdiction was given to the town board, composed of the township supervisor, clerk, and assessor.⁵ The board of supervisors in their annual meeting examined the assessment rolls in the several towns to ascertain whether the valuations in one town bore just relation to the valuations in all other towns in the county, and were empowered to increase or diminish the aggregate valuation of real estate in any town accordingly. They could make whatever alterations in the description of the lands of nonresidents they deemed necessary, and were required to assess the value of any lands omitted by the assessor.⁶ In 1872 the duties of the board of supervisors with regard to assessments were the following:

1. To assess omitted property.
2. To review assessments upon complaint.
3. To hear and determine the application of any person assessed on property claimed to be exempt from taxation.
4. To ascertain whether the valuation in one town or district bore just relation to the valuation in all towns or districts in the county and adjust the assessment accordingly.⁷

In 1898 this authority was transferred to the newly created board of review, composed of the chairman of the county board who became ex-officio chairman of the board of review, the county clerk, and one citizen appointed by the county judge.⁸ Since 1923 the board has consisted of the chairman of the county board as ex-officio chairman of the board of review, and two citizens appointed by the county judge. The members of the board select their own clerk. The two citizen members of the board are appointed alternately for a two-year term. The board may reduce or increase the entire assessment of property.⁹

For other taxation records, see entries 23-48, 103[1,xv,xvi,xxix,xxxii,xxxviii-xli], 116, 169, 285[xxxii], 297, 298, 302-308, 332, 341, 394.

299. OBJECTION TO TAXES, 1934--. 2 f.b. Missing: 1907-33. 1906 in (Miscellaneous Files), entry 102.

Original petitions for reduction of taxes, showing names of petitioner and attorney, amount of excessive tax, reasons for objection, legal description of property, and date of filing. Arr. by date of filing. No index. Typed. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

300. RECORD OF PROCEEDINGS OF BOARD OF REVIEW, 1899--. 3 v. (1-3). Minutes of proceedings of board of review, showing date and place of meeting, nature of business transacted, and appointments of members and clerk to board of review. Also contains Complaint Docket Board of Review, 1911--, entry 301.

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1. L.1898, p. 46-49; L.1915, p. 566-70; L.1919, p. 727; L.1923, p. 496-502; L.1930, Sp. Sess., 85-90; L.1931-32, Sp. Sess., p. 70,71,75-78; L.1935, p. 1163-66.
 2. L.1839, p. 7; L.1845, p. 8; R.S.1845, p. 441.
 3. L.1849, p. 65.
 4. Fayette County adopted township organization in 1859, but the change was not effective until 1860.
 5. L.1851, p. 56.
 6. Ibid., p. 57.
 7. L.1871-72, p. 24,25.
 8. L.1898, p. 46.
 9. L.1923, p. 496,497; L.1931-32, First Sp. Sess., p. 71,72.

Arr. by date of meeting. No index. Hdw. 600 p. 18 x 12 x 3. V. 1, 1899-1910, co. clk.'s sub-vlt., bsmt.; v. 2, 3, 1911--, co. clk.'s vlt., 1st fl.

301. COMPLAINT DOCKET BOARD OF REVIEW, 1899-1910. 1 v. 1911-- in

Record of Proceedings of Board of Review, entry 300.

Docket of tax complaints to board of review, showing names of complainant and assessor, date of complaint, legal description of property, assessor's and owner's valuations, cause of complaint, and notations of findings and orders of board of review. Arr. by date of complaint. No index. Hdw. under pr. hdgs. 400 p. 18 x 12 x 3. Co. clk.'s sub-vlt., bsmt.

XII. COLLECTOR

In Fayette County tax collections were first made by the sheriff, acting as ex-officio county collector.¹ With the exception of four years, 1839 to 1843, when there existed an independent office of county collector filled by appointment by the county commissioners' court, the sheriff continued to act in this capacity until 1860;² in that year township organization was instituted in this county.³ With this change in the form of county government, tax collections were made the joint responsibility of the townships and the county, with the county treasurer acting as ex-officio county collector.⁴

Under this plan, town collectors, elected one in each township,⁵ made collection of resident property taxes,⁶ while nonresident and delinquent taxes were collected by the county treasurer.⁷ By the terms of an act of 1855 the town collectors were required to return their tax lists or books to the county collector who delivered them to the county clerk.⁸ This provision was changed in 1872 when an act of the General Assembly required the county collector to make an annual sworn statement to the county clerk, showing the total amount of each kind of tax collected, the amount received from each town collector, and the amount collected by himself.⁹

The collection procedure in Fayette County was altered in 1917 when the legislature provided for the abolishment of the office of town collector in counties with fewer than one hundred thousand inhabitants, the county collector to be, ex officio, town collector in such counties.¹⁰ As Fayette County never attained this population minimum,¹¹ the county collector has continued to make collections for the townships as well as for the county.¹²

The county collector is bonded in an amount determined upon by the county board in addition to that bond required of him as county treasurer.¹³ Under statutory provisions, he collects taxes for the state, county, and other governmental agencies, and pays to the proper authorities the amount in his

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1. L.1819, p. 316; L.1821, p. 100; L.1823, p. 80; R.L.1827, p. 370,374.
 2. L.1839, p. 7; L.1843, p. 234; L.1853, p. 99.
 3. Fayette County adopted township organization in 1859, but the change was not effective until 1860.
 4. L.1851, p. 38,59-64; L.1853, p. 14,25-29,67.
 5. L.1851, p. 38.
 6. Ibid., p. 59.
 7. Ibid., p. 53.
 8. L.1855, p. 37.
 9. L.1871-72, p. 56,57; L.1873-74, p. 56; L.1930, Sp. Sess., p. 66,67; L.1931, p. 756; L.1931-32, First Sp. Sess., p. 112; L.1933, p. 873,921; L.1933-34, Third Sp. Sess., p. 220; L.1935, p. 1156,1213; L.1935-36, Fourth Sp. Sess., p. 69,70.
 10. L.1917, p. 793.
 11. The population of Fayette County was listed as 28,075 in 1910, 26,187 in 1920, and 23,487 in 1930 (U.S. Census, 1930, Population Bulletin, Illinois, p. 8).
 12. L.1925, p. 605; L.1929, p. 774,775; L.1931, p. 905-8; L.1933, p. 1115, 1116.
 13. L.1871-72, p. 36; L.1931, p. 748; L.1931-32, First Sp. Sess., p. 85,86; L.1933-34, Third Sp. Sess., p. 225,226.

Collector - Collection
and Settlement

(302-306)

hands payable to them.¹⁴ He also settles annually with the county board.¹⁵ He prepares an annual list of delinquent property and files it with the county clerk;¹⁶ advertises his intention of applying for judgment for sale of delinquent lands and lots;¹⁷ and is required to attend, in person or by deputy, all tax sales resulting from this action.¹⁸ The county clerk, in person or by deputy, is also required to attend all tax sales.¹⁹ At such sales, the clerk and collector note and make entry of all tax sales and forfeitures to the state.²⁰

The county collector is required to keep his records as collector of taxes separate from his records as county treasurer.²¹ The records of the collector's office include duplicates of receipts issued to taxpayers, state auditor's and county clerk's certificates of the collector's settlement with them, duplicates of the collector's reports, delinquent property records, and tax sale and forfeiture records.

For other taxation records, see entries 23-48, 103[1,xv,xvi,xxix,xxxii,xxxviii-xli], 116, 169, 285[xxxii], 297-301, 332, 341, 394.

Collection and Settlement

302. TAX RECEIPTS, 1933--. 9 f.d.

Collector's and treasurer's duplicate tax receipts, showing receipt and school district numbers, names of township and person assessed, description of property, page and line of entry in collector's book, property valuation by board of review, amount of each installment, and signature of collector. Arr. by date of receipt. No index. Hdw. and typed on pr. fm. 10 x 12 x 24. Treas.'s off., 1st fl.

303. TREASURER'S (Collector's) ACCOUNT WITH TOWN OFFICERS, 1880--. 6 v.
(1 not numbered, 2-6).

Collector's account of taxes collected from town collectors prior to 1917 and from collector acting as ex-officio town collector thereafter, and paid to township supervisor, showing names of treasurer and township, amounts of taxes collected, back town tax, total abatements allowed town collector for delinquent taxes, errors in assessments and footings, treasurer's commission, and cash paid to township supervisor, date, and treasurer's receipt for payment of cash to townships. Arr. by date of payment. No index. Hdw. on pr. fm. 200 p. 18 x 12 x 2. 1 v. not numbered, v. 2-4, 1880-1922, co. clk.'s sub-vlt., bsmt.; v. 5, 6, 1923--, treas.'s off., 1st fl.

304. COLLECTOR'S ACCOUNTS (with Treasurer), 1872--. 1 v.

Account record of taxes received and paid to treasurer by collector, showing date of receipt, items of debit, amount and type of tax received, name of collector, and totals. Arr. by date of payment. No index. Hdw. under pr. hdgs. 250 p. 18 x 12 x 3. Treas.'s off., 1st fl.

305. TAX SETTLEMENT, 1930--. 7 v. Title varies: Settlement of Taxes,
6 v., 1930-35.

Collector's settlement of taxes with county treasurer, showing name of township, amounts of tax spread, delinquency, forfeiture, abatement, commissions, and tax extension fees, total amount due, previous payments, balance due, and total charged to collector. Arr. alph. by name of twp. No index. Hdw. 50 p. 16 x 10 x 1/2. 6 v., 1930-35, co. clk.'s sub-vlt., bsmt.; 1 v., 1936--, treas.'s off., 1st fl.

306. COLLECTOR'S DAY BOOK, 1931--. 13 v.

Collector's daily record showing balance on hand at beginning of day, collections, date and amounts of deposits, name of bank, and totals. Arr. by date

14. L.1871-72, p. 56-59; L.1933, p. 922; L.1935, p. 1156,1213; L.1935-36, Fourth Sp. Sess., p. 69,70.

15. L.1871-72, p. 55; L.1935, p. 1155,1156.

16. L.1898, p. 51; L.1931, p. 759.

17. L.1871-72, p. 44; L.1937, p. 1010.

18. L.1871-72, p. 48; L.1930, First Sp. Sess., p. 64.

19. L.1871-72, p. 48.

20. Ibid.; L.1933, p. 886.

21. L.1917, p. 664,665; L.1930, First Sp. Sess., p. 60-62; L.1935, p. 1149-58.

of transaction. No index. Hdw. 50 - 250 p. 16 x 8 x $\frac{1}{2}$ - 12 x 8 x 1. 11 v., 1931-36, co. clk.'s sub-vlt., bsmt.; 2 v., 1937--, treas.'s off., 1st fl.

307. COUNTY COLLECTOR'S BANK BOOK, 1934--. 5 v. County collector's record of funds deposited in banks, showing names of bank and county treasurer, date and amount of deposit, and balance. Arr. by date of deposit. No index. Hdw. 50 p. 4 x 2 x $\frac{1}{2}$. 1 v., 1934-35, co. clk.'s sub-vlt., bsmt.; 4 v., 1936--, treas.'s off., 1st fl.

Abatements

308. ABATEMENT RECORD, 1915--. 2 v. Register of abatements of real estate and personal property, taxes due from collectors, showing names of collectors and townships, amount due from each, name of property owner, amount of taxes delinquent, tax spread, cause of delinquency, and amount credited to collector. Arr. by date of abatement. No index. Hdw. under pr. hdgs. 150 p. 18 x 12 x 1 - 24 x 14 x 1. Treas.'s off., 1st fl.

XIII. TREASURER

The first General Assembly created the office of county treasurer and provided that its incumbent be appointed by the county commissioners' court.¹ The office was abolished in 1825, the sheriff assuming the duties of treasurer during the following two years.² In 1827 the legislature reestablished the office, providing that a treasurer be appointed annually by the county commissioners' court.³ From 1837 to the present, the treasurer has been elected by the people of the county,⁴ and is commissioned by the Governor for a four-year term.⁵ In 1880 the constitution was amended to provide that no treasurer should be eligible for reelection to the office until four years after the expiration of his term of office.⁶ The penal sum of the treasurer's bond and his securities are determined by the county board.⁷ Upon request of the treasurer, the board designates the bank in which the public funds are to be deposited.

In the performance of his duties, the treasurer receives the county revenue, has custody of its funds, and disburses them in accordance with orders of the county board or specific authorization by law. He is required to keep books of accounts of all funds received and disbursed by him, to maintain a register of county orders countersigned and paid, to report annually to the county board on the financial transactions of his office, and to settle his accounts with the board semiannually.⁸ The last two requirements give rise to a number of segregated records of accounts beyond strict statutory requirements. In addition, reports are made to the treasurer by other county, district, public, and semi-public authorities in the process of transacting business with him; and, finally, a large number of records arise from the requirement for collectors of taxes to settle their accounts with the treasurer.⁹

1. L.1819, p. 315.

2. L.1825, p. 178.

3. R.L.1827, p. 329; R.L.1833, p. 515, 516.

4. R.L.1837, p. 49, 274; L.1845, p. 28; R.S.1845, p. 137; L.1851, p. 144; Constitution of 1870, Art. X, sec. 8.

5. The term was set at four years in 1837 (R.L.1837, p. 274); it was later reduced to two years (L.1845, p. 28; L.1851, p. 144). The office was made constitutional in 1870 without change of term (Constitution of 1870, Art. X, sec. 8). Then in 1880, the term was lengthened to four years (Constitution of 1870, Art. X, sec. 8, as amended November, 1880).

6. Constitution of 1870, Art. X, sec. 8, as amended November, 1880.

7. R.L.1827, p. 329; R.S.1874, p. 323. The bond is required to be filed in the office of the county clerk.

8. R.L.1837, p. 582, 583; L.1843, p. 151; R.S.1845, p. 137-39; L.1861, p. 239, 240; R.S.1874, p. 323, 324.

9. R.L.1827, p. 330-33; L.1839, p. 8-10; L.1845, p. 11; L.1895, p. 304; L.1913, p. 516; L.1933, p. 898.

General Accounts

Ledgers and Journals (See
also entry 4)

309. TREASURER'S CASH BOOK, 1862--. 3 v. (A, 2 not lettered). Missing: 1873-88.

Treasurer's ledger of cash receipts and expenditures, including blind and mothers' pension accounts, 1914-27, showing title of account, date and amounts received and paid out, purpose, from whom received, to whom paid, totals, and balance. Also contains Inheritance Tax Record, 1923-32, entry 324. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 300 p. 16 x 12 x 2. V. A, 1 not lettered, 1862-90, co. clk.'s sub-vlt., bsmt.; 1 v. not lettered, 1891--, treas.'s off., 1st fl.

310. BUDGET LEDGER, 1930--. 7 v. (5 not numbered, 1, 1 not numbered). Title varies: County Warrants, 5 v., 1930-33; Treasurer's Budget Record, v. 1, 1934-38.

Treasurer's account ledger of receipts and expenditures of county funds, including lists of issued and cancelled warrants, showing title of fund, date, amount, and source of appropriations and receipts, number, date, and amount of warrants issued, to whom issued, date of cancellation, monthly total, and balance. Arr. by date of transaction. 1930-33, no index; 1934--, indexed alph. by title of fund. 1930-33, hdw.; 1934--, hdw. on pr. fm. 50 - 150 p. 12 x 6 x $\frac{1}{2}$ - 14 x 12 x 1. 5 v. not numbered, 1930-33, co. clk.'s sub-vlt., bsmt.; v. 1, 1 v. not numbered, 1934--, treas.'s off., 1st fl.

For prior and concurrent ledger of accounts, see entry 309; for prior and concurrent register of cancelled warrants, see entries 312, 313.

311. MOTOR FUEL TAX FUND, 1931-33. 2 v.

Register of motor fuel tax funds received, allotments, cancelled warrants, and monthly statements, showing date, amount, and source of receipts, to what fund allotted, dates and amounts of allotments and warrants issued, number of warrant, to whom issued, date of cancellation, total, and balance. County Highway Warrant Register, entry 314; County Highway Warrants Cancelled, entry 315; County Treasurer's Register of Highway Funds Received, entry 326; and County Motor Fuel Tax Allotment Record, entry 327, subsequently kept separately. Arr. by date of transaction. No index. Hdw. 80 p. 12 x 6 x $\frac{1}{2}$. Treas.'s off., 1st fl.

Registers of County Orders (See
also entries 5, 6, 284)

312. ORDER RECORD, 1857--. 6 v. (A, B, 4 not lettered).

Register of general cancelled county orders, including birth and death warrants, 1902-16, 1929--; foreign witness and coroner's jury certificates, 1857-1919; feeble-minded and insanity commissioners' warrants, 1903-16, and court reporters' warrants, 1857-1916. Arr. by date of cancellation. No index. Hdw. under pr. hdgs. 200 p. 16 x 12 x 1. Co. clk.'s sub-vlt., bsmt.

For register of cancelled birth and death warrants, 1917-28, and subsequent foreign witness and coroner's jury certificates and feeble-minded and insanity commissioners' and court reporters' warrants, see entry 313.

313. COUNTY AND CIRCUIT COURT RECORD, 1898-1938. 2 v. (1, 2). Title varies: Jury Certificates Paid, v. 1, 1898-1919. Discontinued.

Register of cancelled county and circuit court jury certificates, including register of cancelled birth and death warrants, 1917-28; foreign witness and coroner's jury certificates, 1920-38; feeble-minded and insanity commissioners' and court reporters' warrants, 1917-38; soldiers' refund certificates, 1920-28; blind and mothers' pension warrants, 1914-27. Arr. by date of cancellation. No index. Hdw. under pr. hdgs. 300 p. 18 x 12 x 2. Co. clk.'s sub-vlt., bsmt.

314. COUNTY HIGHWAY WARRANT REGISTER, 1934--. 1 v. 1931-33 in Motor Fuel Tax Fund, entry 311.

Register of cancelled motor fuel tax warrants, showing date, number, and amounts of claim and warrant, type of claim, to whom paid, date of cancellation, and total. Arr. by date of cancellation. No index. Hdw. under pr. hdgs. 150 p. 16 x 12 x 1. Treas.'s off., 1st fl.

Treasurer - Special Accounts

(315-322)

315. COUNTY HIGHWAY WARRANTS CANCELLED, 1934--. 1 v. 1931-33 in Motor Fuel Tax Fund, entry 311.

Treasurer's monthly statement of cancelled motor fuel tax warrants, showing name of fund, number and amount of warrant, date of cancellation by bank, and statement of total and balance. Arr. by date of statement. No index. Hdw. under pr. hdgs. 150 p. 12 x 10 x 1. Treas.'s off., 1st fl.

316. GENERAL COUNTY WARRANTS PAID, 1937. 1 sheet. Discontinued.

Tabulation of county orders issued from each fund in 1937, showing title of fund, amount and purpose of warrants, amount issued against each fund, and totals. No obvious arr. No index. Hdw. 16 x 8 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

Cancelled County Orders (See also entries 7-9)

317. JURY CERTIFICATES, 1929--. 6 bdl., 1 f.d.

Cancelled county orders issued in payment for jurors' service, showing date of issue, name of juror, type of jury, court term, number of days of service, mileage, amount of order, signatures of county clerk, treasurer, and juror, and date of filing. 1929-36, no obvious arr.; 1937--, arr. by date of cancellation. No index. Hdw. on pr. fm. Bdl. 10 x 3 x 1; f.d. 5 $\frac{1}{2}$ x 10 x 24. 6 bdl., 1929-36, co. clk.'s sub-vlt., bsmt.; 1 f.d., 1937--, treas.'s off., 1st fl.

318. CANCELLED SHEEP ORDERS, 1934--. 1 bdl., 1 f.d.

Cancelled orders issued in payment for damages to sheep by dogs, showing date, number, and amount of order, to whom issued, date and amount of damages done, signatures of supervisor, treasurer, and payee, and date of filing. 1934-35, no obvious arr.; 1936--, arr. alph. by name of payee. No index. Hdw. on pr. fm. Bdl. 10 x 3 x 1; f.d. 5 $\frac{1}{2}$ x 10 x 24. 1 bdl., 1934-35, co. clk.'s sub-vlt., bsmt.; 1 f.d., 1936--, treas.'s off., 1st fl.

Special Accounts

School (See also entries 346-351)

319. REGISTER OF FEES INSTITUTE FUND, 1884--. 1 v. (A).

Treasurer's ledger of receipts and disbursements of institute funds, showing names of treasurer and superintendent of schools, date and amount of receipts and disbursements, name of payee, purpose of payment, and balance on hand. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 150 p. 14 x 8 x 1. Treas.'s off., 1st fl.

320. NON-HIGH SCHOOL FUND, 1918--. 1 v. (1).

Record of receipts and expenditures of non-high school funds, showing dates and amounts of receipts and disbursements, source of receipt, to whom and what school paid, and number of orders issued. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 150 p. 12 x 16 x 2. Treas.'s off., 1st fl.

321. STATEMENT OF SCHOOL TAX, 1926--. 6 v., 2 f.d.

Treasurer's statements of school taxes levied, returned, and collected, showing name of township, range and district numbers, amounts of levies, back and added taxes, removals and errors, collections, collectors' and tax extension fees, previous payments, and balance due, and signature of treasurer. 1926-29, arr. alph. by name of twp.; 1930--, no obvious arr. No index. 1926-29, hdw. under pr. hdgs.; 1930--, typed and hdw. under pr. hdgs. V. 50 p. 10 x 6 x $\frac{1}{2}$; f.d. 2 x 21 x 15. 6 v., 1926-29, co. clk.'s sub-vlt., bsmt.; 2 f.d., 1930--, treas.'s off., 1st fl.

Probate

322. MINOR AND UNKNOWN HEIR FUND, 1891--. 1 v. (A).

Treasurer's accounts with funds of minors and unknown heirs, showing name of treasurer, date and amount of receipt, names of estate and claimants, and date and amounts of claims and payments. Arr. by date of receipt of fund. Indexed alph. by name of estate. Hdw. under pr. hdgs. 150 p. 14 x 8 x 1. Treas.'s off., 1st fl.

Treasurer - Special Accounts

Inheritance Tax (See also entries 187, 188, 189)

323. INHERITANCE TAX RECEIPTS, 1931--. 1 f.d.
Duplicate inheritance tax receipts showing names of estate and beneficiaries, tax transfer number, name and title of paying officer, benefits and amount of tax paid for each beneficiary, total tax, and dates of filing and certification by state and county treasurers. Arr. by date of filing. No index. Typed and hdw. on pr. fm. 1 x 10 x 16. Treas.'s off., 1st fl.

324. INHERITANCE TAX RECORD, 1933--. 1 v. 1923-32 in Treasurer's Cash Book, entry 309.
Account record of inheritance taxes, showing names of estate and administrator or executor, date and amounts of receipts and disbursements, name of payee, and balance. Arr. by date of transaction. No index. Hdw. 150 p. 16 x 8 x 1. Treas.'s off., 1st fl.

Highway (See also entries 8, 9, 314, 315, 340, 376, 387)

325. COUNTY AID RECORD, 1922--. 1 v. (1).
Account record of receipts and expenditures of county-aid road funds, showing date and amount received, source of receipt, account to which allotted, date, amount, and number of orders issued, source of issue, and date of cancellation. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 200 p. 16 x 12 x 1. Treas.'s off., 1st fl.

326. COUNTY TREASURER'S REGISTER OF HIGHWAY FUNDS RECEIVED, 1934--. 1 v. 1931-33 in Motor Fuel Tax Fund, entry 311.
Treasurer's register of motor fuel tax funds received, showing date and number of receipt, source of receipt, total receipts, and date of audit. Arr. by date of receipt. No index. Hdw. under pr. hdgs. 100 p. 12 x 16 x 2. Treas.'s off., 1st fl.

327. COUNTY MOTOR FUEL TAX ALLOTMENT RECORD, 1934--. 1 v. 1931-33 in Motor Fuel Tax Fund, entry 311.
Account record of allotments from motor fuel tax funds, showing year of allotment, amount requested by board, route and section to which allotted, estimate of cost, date and number of receipt and claim, explanation, amounts received and disbursed, and balance available. Arr. by date of receipt. No index. Hdw. under pr. hdgs. 100 p. 12 x 10 x 1. Treas.'s off., 1st fl.

Dog License (See also entry 89, 318)

328. DOG LICENSE (Fund Record), 1920--. 1 v. (1).
Account of dog license funds received and sheep claims paid, showing names of treasurer and township, date and amount of dog tax receipts, number of sheep killed, amount of damages claimed and paid, to whom paid, date, and witness fees. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 150 p. 14 x 8 x 1. Treas.'s off., 1st fl.

329. SHEEP CLAIMS, 1934--. 1 f.d.
Original claims for and reports of damages to sheep, showing names of township and owner, date and amount of damage, number of sheep damaged or killed, signatures of appraiser and supervisor, and dates of claim and filing. Arr. by date of filing. No index. Hdw. on pr. fm. 4 x 10 x 24. Treas.'s off., 1st fl.

Pensions (See also entries 1, 6, 10, 11, 185, 186, 309, 313)

330. MOTHERS' AND BLIND PENSIONS PAID, 1928--. 2 v. Title varies: Ledger, 1 v., 1928-38.
Treasurer's ledger of accounts with funds of blind and mothers' pensions, showing name of pensioner, date, amount, and source of receipts, number and amount of orders issued, name of payee, dates of issue and cancellation, and balance; also a ledger account of unclaimed master-in-chancery fees, 1928-38, showing names of plaintiff, defendant, and person to whom fees ordered paid, date of order, amounts to be paid, and cash on hand. Arr. by date of transaction. No index. 1928-38, hdw. on pr. fm.; 1939--, hdw. 150 p. 15 x 8 x 1. Treas.'s off., 1st fl.

331. MOTHERS' PENSION (Treasurer's Journal), 1931-34. 1 v. Discontinued.

Treasurer's journal of daily expenditures, showing date, number, and amount of order, to whom issued, and on what bank drawn. Arr. by date of order. No index. Hdw. 50 p. 12 x 6 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

Drainage

332. DRAINAGE AND IMPROVEMENTS, 1933--. 4 bdl.

Reports on receipts of drainage and public improvement special assessments, showing names of district or improvement and person assessed, legal description of property, amounts of tax collected and delinquent, amounts paid to district treasurer by county treasurer, receipt by district treasurer, and dates. Arr. by date of report. No index. Typed and hdw. on pr. fm. 1 x 10 x 18. Treas.'s off., 1st fl.

Building Fund

333. BUILDING FUND RECORD, 1922--. 1 v.

Treasurer's account of funds for county buildings, showing date and amounts received and disbursed, source of receipts, to whom paid, purpose of payment, and order numbers. Also contains Court House Building Fund, 1922-31, 1935--, entry 334; County Home Building and Furnishing Fund, 1922-31, 1934--, entry 335. Arr. by date of transaction. No index. Hdw. 200 p. 8 x 6 x $\frac{1}{2}$. Treas.'s off., 1st fl.

334. COURT HOUSE BUILDING FUND, 1932-34. 1 v. 1922-31, 1935-- in Building Fund Record, entry 333.

Account of funds received and paid out for construction of county courthouse, showing dates and amounts of receipts and disbursements, source of receipts, to whom paid, purpose of payment, number of order, and monthly balance. Arr. by date of transaction. No index. Hdw. 150 p. 12 x 6 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

335. COUNTY HOME BUILDING AND FURNISHING FUND, 1932-33. 1 v. 1922-31, 1934-- in Building Fund Record, entry 333.

Account record of funds received and paid out for building and furnishing of county home, showing date and amounts of receipts and disbursements, source of receipts, to whom paid, purpose, order number, monthly balance, date of audits, and by whom audited. Arr. by date of transaction. No index. Hdw. 150 p. 12 x 6 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

Reports

336. COUNTY TREASURER'S REPORTS, 1928--. 1 f.d. (5).

Duplicates of treasurer's annual reports to county board, including report on general fund, showing title of fund, amounts of receipts and expenditures, source of receipts, balance, date of report, and notarial acknowledgment. Duplicate report on general fund for 1936 shown in Report of Treasurer's Cash General Fund, entry 339. Arr. by date of report. No index. Typed and hdw. 1 x 9 x 15. Treas.'s off., 1st fl.

337. REPORTS, 1935--. 1 f.d.

Monthly report of state's attorney to treasurer and duplicates of semi-annual reports by county and circuit clerks to county board, showing name of person making report, title, list of receipts and expenditures, totals, balance, notarial acknowledgment, and date of report. Arr. by date of report. No index. Typed and hdw. 2 x 21 x 15. Treas.'s off., 1st fl.

338. STATE'S ATTORNEY'S REPORTS, 1931-34. 6 bdl. Discontinued.

Duplicate of reports to circuit clerk by state's attorney, showing list of fines collected, nature of case, names of defendant and court, date, amount, and to whom fees paid, purpose, totals, balance, and dates of payment of fine and report, also a list of punishments inflicted on persons for non-payment of fines and court costs, showing name of defendant, place of imprisonment, name of court in which ordered, and oath of state's attorney. No obvious arr. No index. Typed. 18 x 8 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

339. REPORT OF TREASURER'S CASH GENERAL FUND, 1936. 1 folder.
Duplicate report on general fund, as shown in County Treasurer's Reports, entry 336, showing cash on hand, outstanding warrants, deficits, actual balance, and date of report. No obvious arr. No index. Hdw. 16 x 8 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

340. COUNTY TREASURER'S REPORT (Monthly), 1934--. 1 v.
Treasurer's record of monthly reports on condition of highway funds, showing name of fund, dates of report and audit, previous balance, total deposits and warrants issued, outstanding warrants, present balance in fund, and signature of treasurer. Arr. by date of report. No index. Hdw. on pr. fm. 100 p. 10 x 8 x 1. Treas.'s off., 1st fl.

Receipts, Checks, and Bank Statements

341. PERSONAL TAX RECEIPTS, 1935--. 1 f.d.
Personal property tax receipts not sent to property owner as tax was not paid, showing date, names of person assessed and township, line and page of collector's book, list and valuation of property, school district number, and amount of tax due. Arr. by date of levy. No index. Typed on pr. fm. 11 $\frac{1}{2}$ x 13 x 24. Treas.'s off., 1st fl.

342. MOTOR FUEL RECEIPTS, 1932-36. 1 v. Discontinued.
Treasurer's receipts for motor fuel tax funds expended, showing date, amount, and purpose of expenditure, order number, signature of payee, and date of receipt. Arr. by date of receipt. No index. Hdw. on pr. fm. 12 x 3 x $\frac{1}{2}$. Co. clk.'s sub-vlt., bsmt.

343. CHECKS ISSUED, 1932--. 21 v.
Lists of checks received by treasurer and deposited in various banks, showing date and amount of check, names of payer and bank in which deposited, location of bank, and total deposits in each. No obvious arr. No index. Hdw. 50 p. 16 x 8 x $\frac{1}{2}$. 15 v., 1932-35, co. clk.'s sub-vlt., bsmt.; 6 v., 1936--., treas.'s off., 1st fl.

344. CANCELLED CHECKS COUNTY COLLECTOR AND COUNTY TREASURER, 1936--.
2 f.b.
Cancelled checks issued by county treasurer and collector, showing date, number, amount, and purpose of check, to whom issued, name of bank, signature of payer, and date of cancellation. Arr. by date of check. No index. Hdw. on pr. fm. 5 $\frac{1}{2}$ x 10 x 24. Treas.'s off., 1st fl.

345. BANKS, 1937--. 2 v.
List of banks having county deposits and the checks issued thereon, showing name and address of bank, dates and amounts of deposits and withdrawals, name of payee, and purpose of payments. Arr. by date of transaction. Indexed alph. by name of bank. Hdw. 150 p. 12 x 8 x $\frac{1}{2}$. Treas.'s off., 1st fl.

XIV. SUPERINTENDENT OF SCHOOLS

The first school official in Fayette County was the county school commissioner.¹ The principal duties of this officer, an appointee of the county commissioners' court, centered around the sale of school lands. His reports of these sales were made to the county commissioners' court and recorded by their clerk in a well-bound book kept for that purpose.² The school commissioner also reported to the county commissioners' court on his other transactions in regard to the school fund.³ His office became elective in 1841.⁴ In 1845 the office of county superintendent of schools was created as an ex-officio office of the county school commissioner.⁵ For his ex-officio duties as superintendent of schools, the commissioner received additional compensation for the days actually engaged in the performance of these duties.⁶

1. R.L.1829, p. 150,151.
2. Ibid., p. 152,153; L.1849, p. 155,156,159,160; L.1851, p. 130.
3. L.1831, p. 175.
4. L.1841, p. 261,262.
5. L.1845, p. 54.
6. L.1849, p. 178; L.1867, p. 161.

Beginning with the year 1847, the school commissioner was elected for a two-year term.⁷ In 1865 the office of county superintendent of schools was established as an independent office, and had delegated to it the authority formerly vested in the county school commissioner.⁸

The superintendent of schools is a statutory office, now elective for a term of four years.⁹ The superintendent's office serves as the central school administrative agency for the county. One or more of the several congressional townships comprise the several school districts. Within these administrative units are elected boards of trustees who have executive and financial responsibilities which come under the supervision of the county superintendent.¹⁰ The boards of trustees elect their own treasurers who also act as clerks of the township (or school district) boards.¹¹

The superintendent makes quarterly and annual reports to the county board and also reports to the state superintendent of public instruction, the State Department of Public Health, the state fire marshal, and the state architect. His original duties are the following:

1. To sell township fund lands and issue certificates of purchase.
2. To examine the complete accounts of every township treasurer in his county and report irregularities to the township trustees.
3. To conduct a teachers' institute, hold quarterly examinations for teachers' certificates, and issue such.
4. To hold examinations for normal and university scholarships.
5. To visit the public schools in the county, observe methods of instruction, make recommendations to teachers, and advise school officers; to observe sanitary and safety conditions, and notify trustees and state authorities of unsatisfactory conditions; to inspect plans and specifications, and approve those meeting state regulations.¹²

A noteworthy undertaking of the superintendent of schools is the annual teachers' institute. Pioneer legislation of 1869 provided that the school directors were to allow school teachers to attend the teachers' institute in their county without the loss of time or pay.¹³ Twenty years later, the superintendent of schools was required to hold the institute annually.¹⁴ A fund was set up for this purpose which has continued to be made up of the fees received from applicants for teachers' certificates and from teachers' registrations. Money from the fund is paid out only on the order of the superintendent to defray the expenses of the annual institute. When the fund exceeds the annual cost of the institute the excess may be paid out for special meetings of teachers.¹⁵

Accounts of School Funds
(See also entries 319-321)

346. (ACCOUNT OF SCHOOL FUNDS), 1869--. 1869-83 in (Record of Sale of School Lands), entry 352; 1890-- in Annual Report, entry 370.
Missing: 1884-89.

County superintendent of schools account of school funds, showing date, amount, and purpose of receipts and expenditures, date and amount of school loan, and balance available.

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7. L.1847, p. 120; L.1849, p. 154.
 8. L.1865, p. 112; L.1871-72, p. 702; L.1889, p. 312; L.1909, p. 343.
 9. L.1871-72, p. 702; L.1909, p. 343; L.1915, p. 628; L.1923, p. 596.
 10. L.1847, p. 126; L.1909, p. 350; L.1929, p. 745.
 11. L.1927, p. 843; L.1929, p. 745.
 12. R.S.1845, p. 498,499; L.1847, p. 122; L.1849, p. 156; L.1853, p. 246, 247; L.1855, p. 66,67; L.1861, p. 190,191; L.1865, p. 119,120; L.1909, p. 347-50; L.1915, p. 636-38.
 13. L.1869, p. 394.
 14. L.1889, p. 312.
 15. L.1905, p. 385; L.1931, p. 876.

Superintendent of Schools - Sale
of School Lands; School Districts

(347-354)

347. JOURNAL (Institute Fund Record), 1873--. 1 v.

Record of institute funds received and expended, showing date, balance brought forward, date, amount, and purpose of receipt or disbursement, name of payer or recipient, date, amount, and number of order, total amount of receipts and expenditures, and balance available. Also contains a work record of the county superintendent of schools indicating date and type of service, and amount charged to county, 1873-86. After July 1, 1886 this record was discontinued as the superintendent was allowed full time, making such record unnecessary. Arr. by date of transaction. No index. Edw. 360 p. 12 x 8 x 1. Off. of supt. of sch., 2nd fl.

348. REGISTER OF FEES FOR EXAMINATIONS AND REGISTRATIONS, 1884-1930.

2 v. (A, B). 1931-- in Record of Registration of Teachers' Certificates, entry 361.

Register of fees collected for registration of teachers' certificates and examination for teachers' certificates, showing date, amount, and purpose of fee, and name, address, and sex of applicant. Arr. by date of payment. No index. Edw. under pr. hdgs. 300 p. 16 x 8 x 2. Off. of supt. of sch. 2nd fl.

349. (RECORD OF TUITIONS), 1915-20. 1 v. Discontinued.

Record of tuition charged and paid for pupils from non-high school districts, showing name and number of non-high school district and high school district, date and amount of payment, name of pupil, grade or year of school, and number of months tuition payments. Arr. by date of payment. No index. Edw. 150 p. 16 x 10 x $\frac{1}{2}$. Off. of supt. of sch., 2nd fl.

For other records of tuitions, see entry 354.

350. (INSTITUTE FUND LEDGER), 1905-14. 1 v. Discontinued.

Record of institute funds, showing date, balance brought forward, date and amount of fees received for teachers' examinations and certificate renewals, date and amount of money received from institute fees, county funds, and other sources, date, amount, and purpose of expenditures, total amounts of receipts and disbursements, balance available, and county superintendent's certified statement of correctness. This record was discontinued in 1914 because it was a duplication of information kept in other records, see entries 347, 348, 370. Arr. by date of transaction. No index. Edw. on pr. fm. 50 p. 16 x 12 x $\frac{1}{2}$. Off. of supt. of sch., 2nd fl.

351. RECORD (of School Commissioner's Accounts with Township Treasurers), 1848-70. 1 v. Discontinued.

Record of county school commissioner in account with township treasurers, including a record of money received from school, college, and seminary funds, showing date, amount, and source of receipt, names of township and township treasurer receiving fund, and total amount of fund. Arr. by twp. no. Edw. 250 p. 16 x 10 x 2. Off. of supt. of sch., 2nd fl.

For subsequent similar records, see entries 352, 370.

Sale of School Lands

352. (RECORD OF SALE OF SCHOOL LANDS), 1848-53. 1 v.

Record of sale of school lands, 1848-57, showing date, amount, and place of sale, name of purchaser, legal description and location of school lands, and selling price per acre. Also contains (Account of School Funds), 1869-83, entry 346. Arr. by twp. no. No index. Edw. 300 p. 16 x 8 x 1. Off. of supt. of sch., 2nd fl.

353. (SCHOOL COMMISSIONERS' RECORD), 1848-57. 1 v.

School commissioners' copies of petitions to sell school lands, reports of trustees on survey of township school lands and price fixed per acre, surveyor's field notes and black and white plats of school lands, with names of petitioners, township, and trustees making report, value of lands per acre, and dates of petition and report. Arr. by twp. no. No index. Edw. 200 p. 16 x 12 x 2. Off. of supt. of sch., 2nd fl.

School Districts

354. ILLINOIS NON-HIGH SCHOOL DISTRICT RECORD, 1917--. 2 v.

Minutes of non-high school board, showing date of meeting, names of members of board, names and number of pupils from non-high school districts, name of high school attended, date, number, and amount of claims presented by various

high schools having non-high school pupils enrolled, total amount of tuition paid, and signature of secretary of board. The records for years 1917-21 are transcribed from Record of Registration of Teachers' Certificates, entry 361. Arr. by date of meeting. No index. Hdw. 200 p. 12 x 9½ x 1. Off. of supt. of sch., 2nd fl.

355. DISTRIBUTION OF STATE FUNDS TO SCHOOLS, 1925--. 2 v. Title varies: Illinois School District Budget Record, 1 v., 1925-35.

Register of distribution of state funds to school districts, showing name of school treasurer, township and range numbers, date, district name and number, amount of claim for state aid, rate of taxation, average daily attendance, monthly record of amount in distributive fund and of taxes, amount paid treasurer each month, and total amount. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 150 - 300 p. 12 x 16 x 1½ - 12 x 13 x 3. Off. of supt. of sch., 2nd fl.

356. SCHOOL DISTRICT REPORT OF CLAIMS, 1928--. 2 v.

Claims for state aid filed by various school districts in Fayette County, showing name and number of school district, financial statement of district, general information, average daily attendance of pupils, name of teacher, budget, acknowledgment of superintendent, principal, or teacher, and affidavit. Arr. by date of filing. No index. Hdw. on pr. fm. 50 p. 16 x 18 x ½. Off. of supt. of sch., 2nd fl.

Teachers' Records

357. COUNTY SUPERINTENDENT'S EXAMINATION RECORD (of Teachers), 1875--. 3 v.

County superintendent's record of teachers' examinations, showing name, number, age, and nativity of applicant, grade made in each subject, general average, and date, number, and type of certificate granted. Subsequent to 1914 this record takes the form of a report of the state examining board including the same information plus the signatures of chairman and secretary of the board and date of filing the report. Arr. by date of filing. No index. Hdw. under pr. hdgs. 150 - 200 p. 14 x 8 x 1 - 16 x 8 x 1. Off. of supt. of sch., 2nd fl.

358. INSTITUTIONAL CREDITS, 1890--. 2 f.b.

Institutional credit blanks filed by applicants for teachers' certificates, showing name and address of applicant, kind of certificate desired, record of high school, normal school, and college academic work, total semester hours of credit, itemized list of state requirements for each type of teaching certificate, names and addresses of high school, normal school, and colleges attended, certified statement of qualifications, date, signatures of president and registrar of institution, date of approval by state examining board, and signatures of secretary and chairman of Illinois State Examining Board. Arr. alph. by name of teacher. No index. Typed on pr. fm. 8½ x 4½ x 11. Off. of supt. of sch., 2nd fl.

359. TEACHERS' PERMANENT RECORD, 1914--. 4 v. (A-D, 1914-26), 2 f.b. (1927--).

Teachers' permanent record showing name, address, and age of teacher, grade and number of certificate, school attended, salary, subject and grade taught, teaching experience, and amount contributed to teachers' pension and retirement fund. 1914-26, no obvious arr.; 1927--, arr. alph. by name of teacher. For index, 1914-26, see entry 360; 1927--, no index. Hdw. on pr. fm. V. 300 p. 10 x 16 x 2; f.b. 8½ x 6½ x 13½. Off. of supt. of sch., 2nd fl.

360. INDEX TO TEACHERS' PERMANENT RECORD, 1914-26. 1 v. Discontinued.

Index to Teachers' Permanent Record, entry 359, showing name and address of teacher, book and page of entry, and remarks. Arr. alph. by name of teacher. Hdw. under pr. hdgs. 200 p. 16 x 8 x 1. Off. of supt. of sch., 2nd fl.

361. RECORD OF REGISTRATION OF TEACHERS' CERTIFICATES, 1915--. 3 v. Missing: 1921-28. Title varies: Cash Book, 1 v., 1915-20.

Register of teachers' certificates, showing date of registration, name, address, and age of teacher, grade and number of certificate, date and amount of fees for examinations and registrations, and remarks; includes Illinois non-high school district records, 1917-21. Also contains Register of Fees for Examinations and Registrations, 1931--, entry 348. Arr. by date of registration. No index. Hdw. under pr. hdgs. 150 p. 16 x 8 x 1. Off. of supt. of sch., 2nd fl.

362. (TEACHERS' RECORD OF POSITIONS), 1927--. 1 v.
Register of teachers, including record of positions held, showing name of teacher, date, number of years teaching experience, district name and number, length of school term, and number of years employed in each teaching position. Arr. by date of registration. Indexed alph. by name of teacher. Hdw. 300 p. 16 x 12 x 1. Off. of supt. of sch., 2nd fl.

363. (RECORD OF TEACHERS EMPLOYED BY SCHOOL DISTRICTS IN FAYETTE COUNTY), 1927--. 1 v.
Record of teachers employed by each school district in Fayette County, showing name and number of district, date of school term, name of teacher, length of school term, and number of terms teacher is employed. Arr. by district no. No index. Hdw. 300 p. 16 x 12 x 1. Off. of supt. of sch., 2nd fl.

364. DISTRICT TEACHERS' ASSOCIATION, 1911--. 1 v.
Minutes of meetings of district teachers' association, showing names and addresses of teachers enrolled, subjects discussed, length of session, date and place of meetings, and signature of secretary. Arr. by date of meeting. No index. Hdw. 50 p. 12 x 8 x $\frac{1}{2}$. Off. of supt. of sch., 2nd fl.

365. MINUTE BOOK-FAYETTE COUNTY TEACHERS' ASSOCIATION, 1919--. 1 v.
Minutes of meetings of Fayette County teachers' association, showing names and addresses of members, amounts of enrollment fee and dues paid by each, and all other business of the association. Arr. by date of meeting. No index. Hdw. 30 p. 12 x 8 x $\frac{1}{2}$. Off. of supt. of sch., 2nd fl.

Pupil Records

366. (EXAMINATION RECORDS), 1899--. 7 v.
Register of final examinations of eighth grade pupils, showing date of examination, names and addresses of pupil and teacher, school district name and number, list of subjects and grades earned, general average, and remarks. Arr. by date of examination. No index. Hdw. under pr. hdgs. 200 p. 14 x 8 x 1. Off. of supt. of sch., 2nd fl.

367. PUPILS' PERMANENT GRADE CARD, 1937--. 1 f.b.
Permanent card record of seventh and eighth grade pupils, showing district number, names and addresses of pupil and parents, names of school and teacher, date, teacher's rating of pupil, average grade earned in bi-monthly examination and in final examination in seventh and eighth year, and graduation grade and year. Arr. by sch. dist. no. No index. Hdw. on pr. fm. 7 x 5 x 13. Off. of supt. of sch., 2nd fl.

368. (HONOR ROLL), 1899-1903. 1 v.
Honor roll of pupils in Fayette County who attended school every day of school term, showing name, address, grade, and age of pupil, and name and number of school district. Arr. by date of school term. No index. Hdw. 150 p. 14 x 8 x 1. Off. of supt. of sch., 2nd fl.

369. FAYETTE COUNTY CENTRAL SCHOOL EXAMINATIONS, 1892. 9 booklets.
Examination papers of pupils taking central examination, showing name of county, name, age, and address of pupil, district name and number, township number, name of teacher, grades attained and various examination subjects, general average, remarks, and pupils' answers to questions. These examination papers of nine pupils for year 1892 were the only ones kept. No obvious arr. No index. Hdw. on pr. fm. 200 p. 10 x 7 x 1. Strm., bsmt.

Reports

370. ANNUAL REPORT, 1890--. 48 v.
Annual reports of superintendent of schools, showing school census, enrollments, names of teachers, positions, qualifications, promotion of health and attendance, tax levies, annual salaries of elementary and high school teachers, district distributive and township funds, receipts and expenditures, tuitions paid, exhibits, investments, general and financial report, number of one room schools, and memoranda. Also contains (Account of School Funds), entry 346. Arr. by date of report. No index. Hdw. on pr. fm. 30 p. 16 x 10 x $\frac{1}{2}$. Off. of supt. of sch., 2nd fl.

Superintendent of Schools - Registers of School Officers; Maps and Plats; Miscellaneous Files

(371-375)

371. (TRUSTEES' RECORD), 1839-89. 2 v. Discontinued.
Record of meetings of school trustees of districts in township five, range one west, including minutes of meetings and treasurer's report on finances, showing date of meeting, amount of school money loaned, to whom loaned, amount and type of security, itemized list of notes on hand, number of pupils enrolled in each district, and financial condition of school districts. Arr. by date of meeting. No index. Hdw. 40 - 100 p. 16 x 6 x 1 - 12 x 8 x 1. Off. of supt. of sch., 2nd fl.

Registers of School Officers

372. DIRECTORY OF THE TEACHERS AND SCHOOL OFFICERS OF FAYETTE COUNTY, 1938--. 100 pamphlets.

Register of teachers and school officers of Fayette County, showing calendar of activities for school officers and teachers for current school year, list of national, state and county officers, officials of county farm bureau, farmers' institute, domestic science department, Fayette County fair association, names of district nurses, name and location of school district, number and name of school, name, address and salary of teachers, total number of elementary and high school teachers, total number of teachers employed, number of elementary and high school pupils, total number of pupils enrolled, names of pension annuitants, names and addresses of school directors, date term of office expires, names and addresses of township school treasurers and trustees, and list of reading circle books. These directories are kept for current year only and when the issue for current school year is released, the volumes for previous year are destroyed. Arr. by twp. and range no. No index. Printed. 45 p. 3 x 6 x 1/2. Off. of supt. of sch., 2nd fl.

For prior record of school officers and teachers, see entry 373.

373. OFFICERS AND TEACHERS (Register), 1911-25. 1 v. Discontinued.
Register of teachers and school officers, showing names and addresses of teachers, board members, and president, secretary, and treasurer of school board, name and number of school district, township number, and number of grades taught. Arr. by date of school term. No index. Hdw. under pr. hdgs. 200 p. 16 x 12 x 1. Off. of supt. of sch., 2nd fl.

Maps and Plats (See also entries 3, 48)

374. (SCHOOL DISTRICT PLAT), June, 1928. In (Miscellaneous Files), entry 375.

One political map of school districts in Fayette County, showing name, number, location, and legal description of school district, boundaries of townships and districts, and date. 1/2 in. to 1 mi. Hand-drawn. Paper poor. 24 x 19.

Miscellaneous Files

375. (MISCELLANEOUS FILES), 1902--. 2 f.d., 1 file cabinet.
County superintendent's of schools files of miscellaneous papers containing:

- i. Applications for registration and renewal of teachers' certificates, 1922--., showing dates and numbers of examination and certificate, name of county, name, address, age, educational qualifications, teaching experience, and place and date of birth of applicant, grade of certificate, and teachers' annual professional credit report.
- ii. Claims for tuition, non-high school, 1922--., showing name of county, home district number, names and addresses of pupil and parent or guardian, age of pupil, manner of entry, year of course, amount of tuition claimed, report of attendance, statement of expenses, date and certification by school board, signatures of president and secretary of board of education, net cost and average cost per capita, and notarial acknowledgment.
- iii. Professional and service record of teachers, 1925--., showing date of report, name, age, sex, and address of teacher, grade and number of certificate, educational qualifications, years of teaching experience, work record, years and amounts of contributions to Illinois state teachers' pension and retirement fund, and total amount of contribution.

- iv. Reports of board of education to township school treasurer, 1938--, showing date of report, names and numbers of township and school district, enrollment of boys and girls under twenty-one years of age, boys and girls between the ages of six and twenty-one, and total number of minors between the ages of six and twenty-one, values of grade and high school property, amounts of endowment, school levy, outstanding teachers' orders, tax anticipation warrants, and bonded indebtedness, number of boys and girls in district unable to write, signature of school treasurer, and date of filing.
- v. Report of board of education to county superintendent of schools of Illinois state teachers' pension and retirement fund, 1936--, showing date of annual report, names of school and teacher, whether compulsory or elective contributor to fund, number of months in school term, number of months taught, years of teaching in Illinois and other states, amounts withheld from this and last year's salary, amounts of monthly and yearly salary, signature and address of clerk of school board, and dates filing and receipt of report.
- vi. Report of school trustees, 1902--, showing names of school, county, township treasurer, trustees, and teachers, names and numbers of township and school district, value of school property, amount of tax levy, enrollment in each school and total, qualifications of each teacher, amounts of receipts from taxes and other sources, dates, amounts, and purposes of receipts and expenditures in district educational, district building, and township distributive funds, amounts of debits and credits, income, and itemized list of notes and bonds of township loanable fund.
- vii. Reports of teachers to county superintendent of schools, annual, 1925--, showing name and number of school district, enrollment of boys and girls in each grade and total, length of school term, number of days school was in session, total number of days of attendance of pupils in each grade, average attendance, number of teachers contributing to state teachers' pension and retirement fund, amount of contribution, size and value of library, number of private schools in district, record of health and attendance promotion, reports of consolidated schools, kindergartens, and transportation of pupils, signatures of teacher or principal and county superintendent of schools, and date of filing.
- viii. Reports of teachers to county superintendent of schools of pupils' progress, bi-monthly, 1937--, showing name and number of district, date of report, town and range numbers, name, age, and grade of pupil, number of days of attendance, date and grade of examination in each subject, signatures of teacher and superintendent, and date of filing.
- ix. Reports of teachers to county superintendent of schools of preliminary classification of pupils at start of school term, 1938--, showing names and numbers of school district and township, name, grade, and age of pupil, name, address, and occupation of parent or guardian, and program of study hours and classes, also includes reports on condition of building, premises, and equipment, and teacher's remarks and signature.

Also contains (School District Plat), June, 1928, entry 374. Arr. by date of filing. No index. Hdw. on pr. fm.; hdw. under pr. hdgs. F.b. 11 x 7 x 26; cabinet 1½ x 7 x 1. Off. of supt. of sch., 2nd fl.

XV. SUPERINTENDENT OF HIGHWAYS

From 1821 to 1849 the county commissioners' court exercised jurisdiction over roads and bridges in Fayette County.¹ The commissioners were empowered to locate new roads, to alter or vacate old roads, and to appoint in each township one freeholder to serve as supervisor of roads in that

1. L.1819, p. 175.

Superintendent of Highways

township for a term of one year.² In 1825, the county commissioners' court was ordered to divide the county into road districts and to appoint a supervisor in each district.³ The construction and maintenance of roads were effected by means of a labor tax levied on all able-bodied men between the ages of eighteen and fifty. It was the supervisors' duty to summon these men for work when road labor was needed.⁴

From 1849 to 1860, the county court in Fayette County had the control and supervision of public roads and bridges. The substitution of this administrative body for the old county commissioners' court effected no material changes in the earlier set-up. The system of road districts was retained and the work of superintending road construction and maintenance continued to be vested in district supervisors.⁵

In 1860, when township organization was instituted in Fayette County,⁶ the care and superintendence of roads became the responsibility of the townships. The 1849 legislation enabling the adoption of this form of county government had provided for the election in each township of three highway commissioners and as many overseers of highways as there were road districts in the county. The commissioners at their annual meeting determined necessary action for establishing new roads and repairing, altering, or vacating old roads; the overseers of highways were then required to carry out the commissioners' instructions.⁷ This system of road control and maintenance obtained until 1913; in that year the office of superintendent of highways was first established.⁸ The boards of highway commissioners which existed prior to that date have continued to function, but their powers are principally subordinated to those of the superintendent of highways.

The superintendent is appointed by the county board. The board submits a list of three to five candidates to the State Department of Public Works and Buildings, which department examines the candidates to determine the person best fitted for the office.⁹ The successful candidate holds office for six years and is remunerated in a sum fixed by the county board.

The powers and duties of the superintendent of highways come under the rules and regulations of the State Department of Public Works and Buildings. However, the superintendent is subject, upon hearing, to removal by the county board, and is required to perform such duties as may be prescribed by the chief highway engineer of the state.¹⁰ The superintendent exercises supervision over township, county, and state-aid roads, and bridges and culverts in his county.

His principal duties are as follows:

1. To prepare plans, specifications, and estimates for all bridges to be built by the county.
2. To supervise the construction and maintenance of county roads and bridges, and state-aid roads.
3. To inspect the highways and bridges in each town or district of his county at least once a year.
4. To advise and direct the highway commissioners in each town or district as to the best methods of repair, maintenance, and improvement of highways and bridges.
5. To approve any purchase in excess of \$200 for materials, machinery, or apparatus to be used in road construction

2. L.1819, p. 333.

3. L.1825, p. 130.

4. L.1819, p. 334.

5. L.1847, p. 111-13; L.1849, p. 65; L.1851, p. 149.

6. Township organization, adopted in 1859, was not effective until 1860.

7. L.1849, p. 192,212; L.1851, p. 38,64.

8. L.1913, p. 524.

9. L.1921, p. 781; L.1933, p. 961. From 1913 to 1917 the list was submitted to the State Highway Commission; in 1917 this state agency was abolished, and its rights, powers, and duties were vested in the State Department of Public Works and Buildings created in the same year (L.1913, p. 524; L.1917, p. 4,16,24).

10. L.1921, p. 782; L.1933, p. 961.

in any town or district.¹¹

He is required to keep the following records:

1. Records of contracts, purchases, and expenditures authorized by himself, the county board, or township commissioners.
2. Maps, plats, blueprints, specifications, etc., arising from his supervision of roads and bridges, or the planning of new construction.
3. Accounts of the funds handled by his office.
4. Reports from other officers or bodies touching upon the affairs of his office; copies of his own reports on the administration of his office; related papers.¹²

For treasurer's records of highway funds, see entries 311, 325-327.

Construction and Maintenance Records
(See also entry 20)

Contracts

376. (COUNTY CONTRACT CONSTRUCTION LEDGER), 1932--. 1 v.
Register of construction contracts, showing route and section numbers, class of work, names of contractor and bonding company, date and amount of award, contract price, complete cost, and final distribution. Arr. by date of award. No index. Hdw. under pr. hdgs. 600 p. 12 x 18 x 3. Off. of supt. of hwys., bsmt.

377. (HIGHWAY MAINTENANCE AND ENGINEERING ACCOUNTS), 1934--. In Motor Fuel Tax Correspondence and Claims, entry 382.
Unbound ledger of sheets of highway maintenance and engineering accounts, showing date, claim number, amount, fund and cost distribution, and remarks.

Materials

378. COUNTY HIGHWAY SUPERINTENDENT'S REQUISITION AND PURCHASE ORDER RECORD, 1932--. 1 v.
Record of requisitions and purchase orders, showing date, requisition and purchase order numbers, commodity, quantity, estimated and actual price, to whom delivered, and date of authorization. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 100 p. 12 x 14 x 1. Off. of supt. of hwys., bsmt.

379. REQUISITION, 1932--. 1 v.
Copies of highway requisitions for materials, showing requisition number, date, name of fund to which charged, quantity, unit price, to whom delivered, kind of material, amount of requisition, and date of approval. Arr. by date of requisition. No index. Hdw. on pr. fm. 300 p. 8 x 10 x 2. Off. of supt. of hwys., bsmt.

380. INVOICE, 1937--. 1 v.
Duplicate material invoices showing names of fund, county, and township, invoice number, description, price and quantity of material, to whom issued, and signature of superintendent. Arr. by invoice no. No index. Hdw. on pr. fm. 300 p. 8 x 8 x 1. Off. of supt. of hwys., bsmt.

Labor

381. (LABOR REPORTS AND TIME SHEETS), 1931--. In Motor Fuel Tax Correspondence and Claims, entry 382.
Road patrolmen's labor reports and time sheets, showing names of patrolman, township, and laborers, section number, number of hours worked, rate per hour, and total earnings.

11. L.1913, p. 523-26.

12. Ibid., p. 525.

Allotments and Claims
(See also entry 1)

382. MOTOR FUEL TAX CORRESPONDENCE AND CLAIMS, 1931--. 2 f.d. Superintendent's file of correspondence regarding motor fuel tax claims, awards, contracts, rights of way, maintenance of roads, payments for construction of roads and bridges, and other matters pertaining to department of highways. Also contains (Highway Maintenance and Engineering Accounts), 1934--, entry 377; (Labor Reports and Time Sheets), 1931--, entry 381; (Highway Register), 1934--, entry 387. Arr. by date of filing. No index. Nature of recording varies. 11 x 16 x 24. Off. of supt. of hwys., bsmt.
383. COUNTY MOTOR FUEL TAX ALLOTMENT RECORD, 1932--. 1 v. Record of motor fuel tax allotments, showing date, claim and receipt numbers, amount requested by county board, amounts allotted to state-aid roads, purpose and amount of disbursement, and balance available. Arr. by date of claim. No index. Hdw. on pr. fm. 200 p. 9½ x 12 x 2. Off. of supt. of hwys., bsmt.
384. COUNTY SUPERINTENDENT OF HIGHWAY CLAIM REGISTER, 1932--. 1 v. Register of highway claims, showing names of fund and claimant, date, purpose, and amount of claim, claim, route, and purchase order or requisition numbers, functional distribution, and warrant number. Arr. by date of claim. No index. Hdw. under pr. hdgs. 100 p. 12 x 18 x 1. Off. of supt. of hwys., bsmt.
385. ACCOUNTS RECEIVABLE INVOICE REGISTER, 1932--. 1 v. Register of highway accounts receivable, showing date, number, purpose, and amount of invoice, name of debtor, dates of collection and deposit, and remarks. Arr. by date of transaction. No index. Hdw. under pr. hdgs. 100 p. 12 x 14 x 1. Off. of supt. of hwys., bsmt.
386. COUNTY TREASURER'S MONTHLY REPORT, 1932--. 1 v. Record of reports of county treasurer to county superintendent of highways on condition of highway funds, showing name of fund, amounts of receipts, deposits, disbursements, commitments, and unpaid obligations, balance available, date of report, and signature of county treasurer. Arr. by date of report. No index. Hdw. under pr. hdgs. 100 p. 10 x 12 x 1. Off. of supt. of hwys., bsmt.
387. (HIGHWAY REGISTER), 1931-33. 1 v. 1934-- in Motor Fuel Tax Correspondence and Claims, entry 382. Register of contract accounts and fund distribution, showing claim number, date and amount of claim, amounts charged to motor fuel tax, names and addresses of contractor and bonding company, and dates of contract and award. Arr. by date of contract. No index. Hdw. on pr. fm. 400 p. 10 x 18 x 3. Off. of supt. of hwys., bsmt.

Field Notes

388. FIELD BOOKS, 1931--. 12 v. Original field notes of surveys of county roads, including pencil sketches of surveyed lands, showing beginning and ending points of each road, route and section numbers, names of township and owners of lands, date of survey, and remarks. Arr. by date of survey. No index. Hdw. and hand-drawn. 80 p. 7 x 5 x ½. Off. of supt. of hwys., bsmt.

Maps and Plans

389. (ROAD AND BRIDGE PLANS), 1932--. 12 rolls. Construction plans for county roads and bridges, showing name of improvement, length, width, elevation, cross sections, special and unusual construction details, material specifications, and manner and location of placing materials. County surveyor, Fayette County. Blueprint. Horizontal, 1 in. to 100 ft.; vertical, 1 in. to 10 ft. 9 x 18 - 22 x 44. Off. of supt. of hwys., bsmt.

XVI. SURVEYOR

The office of surveyor was first established in Illinois in 1821; the

Drainage Commissioners

incumbent was an appointee of the General Assembly.¹ In vacation, nominations were made by the county commissioners' court to the Governor.² From 1835 to 1936, the county surveyor was an elected officer of the county electorate.³ Since September, 1936, he has been an appointee of the county board.⁴ His appointment is for a four-year term. He takes and subscribes to an oath which is filed in the county clerk's office.

The surveyor is required by law to make all surveys within the bounds of his county that he may be called upon to make by the county board or interested persons. Such surveys include surveys of lands of persons requesting the same, of additions or subdivisions, and marking of county lines. Few changes have been made in the original statutory requirements for the duties of this office. The surveyor may appoint one or more deputies. Any individual requesting a survey must employ his own chainmen subject to the approval of the surveyor.

The surveyor is required by law to keep a well-bound book in which to record all surveys made by him, giving such information as the names of the persons whose land is surveyed and descriptive data of the survey. This record is required to be kept by the surveyor in the recorder's office. The surveyor also preserves his field notes and retains copies of plats.⁵

For other records of surveys, see entries 21, 146, 147, 285[xxxi], 388, 389.

390. SURVEYOR'S RECORD, 1885--. 1 v. (A). Last entry 1920. Record of private surveys made by county surveyor, with plats, showing name of owner, legal description of land, location of railroads, rivers, cemeteries, villages, and cities, name of surveyor, and dates of survey and filing. Arr. by date of filing. Indexed alph. by name of owner. Hdw. and hand-drawn. 600 p. 18 x 12 x 3. Cir. clk.'s vlt., 1st fl.

391. SURVEY RECORD, 1843--. 3 v. (2 not lettered, B). Record of public surveys made by county surveyor, with plats, showing legal description of land, landmarks, field notes, name of surveyor, and dates of survey and filing. Arr. by date of filing. Indexed by sec., twp., and range no. Hdw. and hand-drawn. 300 - 600 p. 12 x 8 x 2 - 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

392. ROAD PLAT BOOK, 1891--. 1 v. (1). Last entry 1915. County surveyor's record of road surveys, with plats, showing boundary lines of townships and road districts, locations of markers and roads, date of survey, and remarks. Arr. by date of survey. No index. Hdw. and hand-drawn on pr. fm. 600 p. 18 x 12 x 2. Cir. clk.'s vlt., 1st fl.

XVII. DRAINAGE COMMISSIONERS

For the purpose of aiding in public welfare and health, the constitution has delegated to the General Assembly broad power to provide laws in regard to drainage.¹ By statutory provision these activities are exercised by drainage commissioners in districts of Fayette County. The corporate authorities of the drainage districts have power to acquire rights of way, issue bonds, construct and maintain drains, ditches, and levees for agricultural, sanitary, or mining purposes, and assess the benefited property.²

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1. L.1821, p. 62; R.L.1829, p. 172; R.L.1833, p. 591.
 2. Ibid.
 3. L.1835, p. 166; L.1837, p. 558; R.S.1845, p. 523; R.S.1874, p. 456,1050; L.1903, p. 349.
 4. L.1933, p. 1104. Provision effective in 1936.
 5. L.1821, p. 63,64; R.L.1829, p. 173; R.L.1833, p. 591-93,599,600; L.1845, p. 201; R.S.1845, p. 524; R.S.1874, p. 1050; L.1885, p. 248; L.1915, p. 575; L.1933, p. 1104.
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1. Constitution of 1870, Art. IV, sec. 31.
2. First amendment to the constitution, ratified November 29, 1878, incorporated in the Constitution of 1870, Art. IV, sec. 31; L.1879, p. 120, 124-28.

Drainage districts have been organized by land owners upon petition to the Fayette county court. When the court found in favor of the petitioners, it entered an order to that effect and appointed three commissioners to examine and survey the proposed lands. When the commissioners completed their assignment they made a final report to the court with recommendations and the copies of surveys, maps, plats, and estimates.³ The districts are of three kinds; regular, which is composed of property lying in a single town; union, where the lands organized lie in two towns; special, with three or more towns involved.⁴

After the report on a proposed district had been made, the court completed the organization of the district.⁵ The corporate powers of regular and union districts are vested in three commissioners appointed by town clerks. The corporate authority in special drainage districts is vested in three elected commissioners of the district.⁶ In regular districts the commissioners appoint one of their number to act as secretary. The town clerk in union districts acts as the clerk of the district. The county clerk and county treasurer in cases of special drainage districts are, respectively, ex-officio clerk⁷ and treasurer⁸ of each district.

The following records belong to the drainage commissioners:

1. Records of bonds issued.
2. Assessment books.
3. Petitions of owners of land to stay assessments, orders of commissioners thereupon, and other proceedings.
4. State auditor's certificates of interest due on bonds.
5. Tax lists showing pro-rata share of levy for bond interest (union and special districts only).
6. Copies of reports to county court on conditions of district and estimated expenditures; and to county treasurer on delinquent lands; maps and plats, surveys and estimates; office transactions.⁹

The first two records are required to be kept in separate books, the next three generally are known as the "Drainage Record," and the remaining records are kept desultorily.

For other drainage records, see entry 332.

393. (DRAINAGE DISTRICTS PAPERS), 1903--. 19 f.b.
 (Bear Grove Drainage District, 1911--. 1 f.b.
 Divley Drainage District, 1911--. 1 f.b.
 Fayette and Marion Counties Drainage Districts, 1907. 1 f.b.
 Fish Lake Levee and Drainage District, 1907--. 1 f.b.
 Grassy Lake Drainage District, 1907--. 1 f.b.
 Meridian Line Drainage District, 1906--. 1 f.b.
 Northwest Sanitary Sewer District, 1924. 1 f.b.
 Okaw Valley Outlet Drainage District, 1919. 1 f.b.
 Pecan Island Drainage District, 1910--. 1 f.b.
 Pepper Mill Branch Levee and Drainage District, 1910--. 1 f.b.
 Pond Lilly Drainage District, 1910--. 1 f.b.
 Ramsey Creek Drainage District, 1925-26. 1 f.b.
 Sanitary Sewer District Number 2, 1925. 1 f.b.
 Sanitary Sewer District Number 3, 1928. 1 f.b.
 Schenker Court Sanitary Sewer District, 1930--. 1 f.b.
 Soper Lake Drainage District, 1907--. 1 f.b.

3. L.1871-72, p. 356; R.S.1874, p. 429; L.1875, p. 76; L.1879, p. 120,155; L.1885, p. 77,93,95,108; L.1907, p. 274; L.1913, p. 260.

4. L.1879, p. 123; L.1885, p. 93,94,113. River districts, though not in this category, may be organized similarly and with like powers (L.1885, p. 106).

5. See note 3.

6. L.1879, p. 123; L.1885, p. 93,95,113.

7. L.1885, p. 95; L.1915, p. 390; L.1919, p. 468.

8. L.1885, p. 78,104.

9. L.1879, p. 120-34; L.1885, p. 78-104.

Vandalia Levee and Drainage District, 1903--. 1 f.b.

West Loudon Drainage District, 1928--. 1 f.b.

Wildcat Drainage District, 1905--. 1 f.b.).

Original papers of various drainage districts, including petitions for organization of districts, orders appointing commissioners, assessment rolls, assessment notices, certificates of publication, affidavits of posting notice, jury verdicts in objection cases, construction and material specifications, certificates of completion, court orders approving petitions and rolls, and commissioners' oaths and bonds. Arr. by date of filing. No index. Hdw.; typed; hdw. and typed on pr. fm.; and hdw. under pr. hdgs. 10 x 5 x 14. Co. clk.'s vlt., 1st fl.

394. DRAINAGE RECORD, 1903--. 7 v. (1-7). Title varies: Vandalia Levee and Drainage Record, v. 1, 1903-4; Levee and Drainage Record, v. 2-6, 1905-28.

Record of proceedings of drainage district commissioners, showing tax lists of lands in drainage districts, names of commissioners present, date of meeting, business transacted, and date of filing of drainage papers. Arr. by date of meeting. Indexed alph. by subject. 1903-28, hdw.; 1929--, typed. 500 p. 18 x 12 x 3. Co. clk.'s vlt., 1st fl.

395. SWAMP LAND RECORD, 1853--. 1 v. (60). Last entry 1860.

Record of swamp and overflow land sales, showing legal description of land, orders authorizing sale, name of purchaser, and amount and date of sale. Arr. by sec., twp., and range. No index. Hdw. 100 p. 14 x 10 x 1. Co. clk.'s vlt., 1st fl.

XVIII. DEPARTMENT OF PUBLIC WELFARE

Matters relating to public assistance and welfare in the county are handled by the department of public welfare, which was established in 1937 as successor to the county commission of public welfare.¹ This department consists of the superintendent of public welfare and a staff selected by him in accordance with, and subject to, the approval of the State Department of Public Welfare.

The county board submits to the state department a list of five residents as candidates for the office of superintendent. An eligible list of these candidates is prepared by the state department by competitive examination and certified to the county board. The board in turn makes an order appointing one of the eligibles as superintendent of public welfare.²

The superintendent is charged with all the executive and administrative duties and responsibilities of the department of public welfare. He is subject to the rules and regulations of, and removal by, the state agency.³

This officer has power and it is his duty to:

1. Have charge of and develop plans for the administration of old age assistance.
2. Investigate and study problems of assistance, correction, and general welfare within his county.
3. Cooperate with the State Department of Public Welfare in the operation of welfare plans and policies in his county.
4. Maintain such records and file such reports with the State Department of Public Welfare as that department may require.
5. Serve as agent and executive officer of the State Department of Public Welfare in the administration of all forms of public assistance administered by that department.⁴

All the records of the county department are subject to the inspection

1. L.1935-36, First Sp. Sess., p. 70-73; L.1937, p. 451.
 2. L.1937, p. 451,452.
 3. Ibid., p. 452.
 4. L.1935-36, First Sp. Sess., p. 72; L.1937, p. 452.

and supervision of the agents of this central authority.

The department of public welfare also serves as the county department for the administration of old age assistance and is subject to the rules and regulations of the state department.⁵ Upon receipt of an application, the department makes an investigation of the case. In the course of the investigation the department is allowed to hold hearings and compel the attendance of witnesses and the production of papers and books.⁶

The county department for old age assistance keeps such records and accounts as are prescribed by the state department. All applications and records in these matters are considered public records.⁷

396. MASTER CARD FILE INDEX, 1936--. 2 f.b.

Card index to Pending Cases, entry 397; Active Cases, entry 398; Closed Cases, entry 399; Re-investigations, entry 400, showing case number, name and address of applicant, and dates of application and approval. Arr. alph. by name of applicant. Hdw. on pr. fm. 6 x 10 x 14. Old age assistance off., 2nd fl.

397. PENDING CASES, 1936--. 1 f.d.

Record of old age assistance applicants under investigation, showing name and address of applicant, application number, financial and occupational particulars, and date of filing application. Arr. by date of application. For index, see entry 396. Hdw. and typed on pr. fm. 12 x 13 x 27. Old age assistance off., 2nd fl.

398. ACTIVE CASES, 1936--. 4 f.b.

Record of active old age assistance cases, showing date of application, case number, name, address, age, sex and marital status of applicant, list of property, amount of insurance, income, applicant's living expenses for previous twelve months, investigator's report, and amount of allowance. Arr. by case no. For index, see entry 396. Hdw. and typed on pr. fm. 12 x 13 x 27. Old age assistance off., 2nd fl.

399. CLOSED CASES, 1936--. 4 f.b.

Record of closed old age assistance cases, showing case number, name, address, age, sex, and occupation of applicant, marital status, list of property, amount of insurance, income, estimated living expense, investigator's report, and date and reason for closing case. Arr. by date of closing of case. For index, see entry 396. Hdw. and typed on pr. fm. 12 x 13 x 27. Old age assistance off., 2nd fl.

400. RE-INVESTIGATIONS, 1936--. 1 f.b.

Record of rejected applications for old age assistance under re-investigation, showing case number, name, address, age, sex, and marital status of applicant, and investigator's report. Arr. by date of application. For index, see entry 396. Hdw. and typed on pr. fm. 12 x 13 x 27. Old age assistance off., 2nd fl.

401. (REGISTER OF OLD AGE ASSISTANCE APPLICANTS), 1936--. 1 v.

Register of applicants for old age assistance, showing name, address, sex, and age of applicant, financial status, date and number of application, date of investigation, action taken, amount of award, and date of approval. Arr. by date of application. No index. Hdw. under pr. hdgs. 200 p. 10 x 14 x 1. Old age assistance off., 2nd fl.

XIX. COUNTY HOME

One phase of public assistance is administered by the county home. All county poorhouses, poor farms, and institutions for the support and care of

5. L.1935, p. 259,260; L.1935-36, First Sp. Sess., p. 54,55; L.1937, p. 265.

6. L.1935-36, First Sp. Sess., p. 57-59; L.1937, p. 267,268.

7. L.1937, p. 268,269.

indigents in Illinois are known as county homes.¹ County poorhouses and farms have existed in this state under statutory provisions for nearly a century. The legislation creating these county establishments for the indigent has changed little since the original enactments. The county boards of the various counties may establish a county home and are granted the following powers:

1. To acquire by purchase, grant, gift, or devise, a suitable tract or tracts upon which to erect and maintain a county poorhouse and other necessary buildings, and for the establishment and maintenance of a farm for the employment of the poor.
2. To receive gifts and bequests to aid in the erection and maintenance of the poorhouse, or in the care of the indigent.
3. To make rules and regulations for the same.
4. To appoint a keeper of the poorhouse and all necessary agents and servants for the management and control of the poorhouse and farm, and to prescribe their compensation and duties.
5. To appoint a county physician and to prescribe his compensation and duties.
6. To appoint an agent to have the general supervision and charge of all matters in relation to the care and support of the poor, and to prescribe his compensation and duties.
7. To make the necessary appropriations for the erection and maintenance of the county home.²

Records of the county home are prepared and kept by the keeper (superintendent) of the home. He is required to keep an account showing the name of each person admitted to the county poorhouse, the time of his admission and discharge, the place of his birth, and the cause of his dependency. He is also required, at the same time each year, to file with the county clerk of his county a copy of this record together with a statement showing the average number of persons kept in the poorhouse each month during the year.³

402. LEDGER (Register of Inmates), 1932--. 1 v.
Register of inmates of county home, showing name, age, date of birth, and birthplace of inmate, birthplaces and dates of birth of father and mother, relatives' names, dates of admittance and dismissal or death, and request for and place of burial. Arr. by date of admittance. Indexed alph. by name of inmate. Hdw. 450 p. 16 x 12 x 2. Supt.'s off., 1st fl., co. home.

403. JOURNAL, 1937--. 1 v.
Superintendent's record of receipts and expenditures, showing date, source, and amount of receipt, date and amount of disbursement, and name of payee. Arr. by date of transaction. No index. Hdw. 250 p. 12 x 8 x 1. Supt.'s off., 1st fl., co. home.

XX. TUBERCULOSIS SANITARIUM BOARD

In 1909 the powers of the county were extended to permit the establishment of a sanitarium for the care and treatment of county residents suffering from tuberculosis.¹ This provision was greatly amplified in an act of 1915 which described in detail the conditions necessary to the establishment of such an institution and the manner in which it was to be supported, managed, and controlled.²

The act provided that whenever one hundred legal voters in a county should petition the county board to levy a tax for the establishment and maintenance of a tuberculosis sanitarium, the board was required to submit the question to the voters of the county at the next regular general election. A favorable majority of all votes cast upon the proposition was necessary for adoption.³ In the original legislation of 1915 the amount of the tax levy was limited to not more than three mills on the dollar annually on all taxable property in the county.⁴ This limit was lowered in 1923 to two mills,⁵ and

-
1. L.1919, p. 699; L.1935, p. 1058.
 2. L.1839, p. 139; R.S.1845, p. 404,405; L.1861, p. 180; R.S.1874, p. 757; L.1917, p. 638; L.1919, p. 698; L.1935, p. 1057,1058.
 3. R.S.1874, p. 758.
-

1. L.1909, p. 162.
2. L.1915, p. 346-49.
3. Ibid., p. 346,347.
4. Ibid., p. 346.
5. L.1923, p. 302.

Tuberculosis Sanitarium

further reduced in 1929 to one and one-half mills,⁶ the present statutory requirement. The money thus received was to be set apart in a special Tuberculosis Sanitarium Fund.⁷

The management of the sanitarium was vested in a board of three directors appointed by the president or chairman of the county board with the approval of that body. The directors were to serve for three years.⁸ Vacancies on the board were to be filled in the manner in which the original appointments were made. Immediately after their appointment, the directors were required to meet and elect from their number a president, secretary, and such other officers as they might deem necessary.⁹

Today the powers and duties of the board of directors are essentially the same as in 1915. The directors have been given broad powers in the control and management of any sanitarium, dispensaries, or auxiliary institutions and activities established or carried on under the provisions of the act of 1915 and subsequent legislation.¹⁰ They are granted exclusive control of the expenditure of all monies collected to the credit of the fund and may receive, in the name of the county, contributions or donations to the sanitarium of money or property. Persons desiring to make a donation, bequest, or devise of any money, personal property, or real estate may vest the title to such property in the board of directors who, upon acceptance, hold and control it and act as special trustees. Otherwise, all monies received for the use of the sanitarium are deposited in the county treasury within a month after their receipt, to be drawn upon only by the proper officers upon presentation of properly authenticated vouchers of the board of directors. When such a deposit is made the board is required to secure a receipt from the treasurer.¹¹

Since 1923, to insure greater working efficiency, counties maintaining tuberculosis sanitariums have been permitted to convey property to any adjacent county or counties upon such terms and conditions as the respective county boards agree on by a majority vote of all members of each board. In the same year it was also provided that counties without public tuberculosis facilities might use funds secured for that purpose to give patients sanitarium care in private or public sanitariums of the state.¹² Fayette County cares for its tubercular patients in accordance with this latter provision. In 1937 and 1938 a tax of five percent was levied by the county board to establish a tuberculosis fund, and a sanitarium board was appointed. This board passes on cases needing assistance, selecting hospitals or sanitariums to which they shall be sent, and determining the amount of hospitalization to be given.

The directors are required to return to the county board monthly a list of the names of all persons making contributions and donations, the amount and nature of the property so received, and the date of its receipt. On or before the second Monday in June in each year, the directors make an annual report to the county board, stating the condition of their trust on the first day of June, the various sums of money received from all sources and how and for what purpose expended, the number of patients, and other pertinent statistics, information, and suggestions.¹³

For orders by board of supervisors to levy taxes for tuberculosis hospitalization, see supervisors' record, entry 2.

6. L.1929, p. 304.

7. L.1915, p. 346; L.1923, p. 302; L.1929, p. 304,305.

8. The first three directors, however, were required to serve for irregular terms of one, two, and three years in order to permit the appointment of one new director annually. Choice of terms was decided by lot (L.1915, p. 347).

9. L.1915, p. 347.

10. L.1915, p. 346-49; L.1923, p. 302,303; L.1929, p. 304,305. Cf. R.S.1937, p. 956-59.

11. L.1915, p. 347-49.

12. L.1923, p. 303.

13. L.1915, p. 348,349.

XXI. FARM BUREAU

The Fayette County farm bureau, a nonprofit corporation, was organized in 1935 to promote and foster the social and economic interest of persons engaged in agriculture, and to encourage, promote, and foster cooperative organizations for the mutual benefit of its members. The membership of this bureau is made up of farmers of the county who elect a board of directors composed of a representative from each township. A farm advisor is employed by the board of directors to cooperate with the University of Illinois College of Agriculture in its program of extension education, and farm studies, and to work with farm leaders in establishing such organizations as the 4-H Club and Dairy Herd Improvement Association.

In 1914 Congress inaugurated a program of agricultural extension education by providing for cooperation between the agricultural colleges in the several states and the United States Department of Agriculture.¹ The purpose of the act was to aid in diffusing useful and practical information on subjects relating to agriculture and home economics, and to encourage the application of the same. An appropriation was made to each state to carry out the act, subject to the assent by the state legislature to the provisions of the act, and provided that the state appropriate a sum equal to that given by the Federal Government.² The General Assembly assented to this act by a joint resolution which, further, authorized and empowered the trustees of the University of Illinois to receive the grants of money appropriated under the act, and to organize and conduct agricultural extension work in connection with the College of Agriculture of the University.³

The General Assembly appropriated money in 1917 for the payment of county agricultural advisors.⁴ The money was to be appropriated to the State Department of Agriculture to be distributed equally among the several county agricultural advisors of the state, to apply upon their salaries. The vouchers approved by the State Department of Agriculture for payment were to be accompanied by the certificate of the agricultural college of the University of Illinois that the requirements of the act relative to the employment of county advisors had been substantially applied. In 1928, to further develop the cooperative extension system in agriculture and home economics, Congress appropriated additional sums of money, eighty percent of which was to be utilized for the payment of salaries of extension agents in counties of the several states.⁵

404. (DAILY STATISTICAL RECORD), 1935--. 1 f.d.
Copies of daily reports of Fayette County farm advisor to University of Illinois, College of Agriculture, concerning cooperative extension work in agriculture and home economics, showing line of work pursued, number of hours spent in office and field, date, name of farm advisor, date and place of meetings held by farm advisor and local leaders, line of work discussed at meetings, number of committee, board, county, community, state, and district meetings attended, news articles published, and farm visits made, brief summary of daily work, names of specialists in county, date and place of interview, name of interviewed person, and subject of discussion. Arr. by date of report. No index. Typed on pr. fm. 12 x 12 x 30. Off. of co. farm bureau, 1st fl.

405. (MINUTES OF MEETINGS), 1935--. 3 v.
Minutes of monthly and annual meetings of board of directors of Fayette County farm bureau, showing date and place of meeting, and notations of all business transacted. Arr. by date of meeting. No index. Typed. 50 p. 8 x 10 x 1/2. Off. of co. farm bureau, 1st fl.

406. (MONTHLY REPORTS OF FARM ADVISOR), 1935--. 1 f.d.
Copies of monthly reports of Fayette County farm advisor to University of Illinois, College of Agriculture, concerning cooperative extension work in

-
1. U.S.S. at Large, v. 38, p. 372.
 2. Ibid., p. 373.
 3. L.1915, Joint Resolutions, p. 732.
 4. L.1917, p. 85.
 5. U.S.S. at Large, v. 45, p. 711.

agriculture and home economics, showing same information as contained in entry 404, with brief summary of month's work. Arr. by date of report. No index. Typed on pr. fm. 12 x 12 x 30. Off. of co. farm bureau, 1st fl.

407. (ANNUAL REPORTS), 1935--. 1 f.d.

Copies of annual reports of Fayette County farm advisor to University of Illinois, College of Agriculture, concerning work done in cooperative extension in agriculture and home economics, showing same information as contained in entry 404, with brief summary of year's work. Arr. by date of report. No index. Typed on pr. fm. 12 x 12 x 30. Off. of co. farm bureau, 1st fl.

408. (JOINT MEMBERSHIP AGREEMENT AND APPLICATIONS FOR MEMBERSHIP), 1935--. 1 f.d.

Applications for membership and agreements to joint membership in Fayette County Farm Bureau and Illinois Agricultural Association, showing date and number of contract, name and address of applicant, terms of agreement, amount of membership fee, amount of dues, and signatures of member and solicitor. Arr. alph. by name of applicant. No index. Typed on pr. fm. 12 x 12 x 30. Off. of co. farm bureau, 1st fl.

409. (STATEMENT OF DUES PAID), 1935--. 1 v.

Record of payment of dues by members, showing township name and number, name and address of member, date and number of contract, and date and amount of payment. Arr. by date of payment. No index. Typed. 50 p. 14 x 16 x $\frac{1}{2}$. Off. of co. farm bureau, 1st fl.

410. (CORRESPONDENCE), 1935--. 4 f.d.

Correspondence of county farm advisor to and from members of farm bureau, business firms, and county, state, and federal departments. Arr. alph. by name of correspondent. No index. Typed. 12 x 12 x 30. Off. of co. farm bureau, 1st fl.

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